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14 MAR 26 AM 9:00

KING COUNTY
SUPERIOR COURT CLERK
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CASE NUMBER: 13-2-39949-1 SEA

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
FOR KING COUNTY

No. No. 13-2-39949-1 SEA

**PLAINTIFFS' FIRST AMENDED
COMPLAINT FOR DAMAGES**

JOCELYN ALLEN; LAWRENCE J. ALLEN;
VIVIAN LYNN ALLEN; CAREN BARNES;
EMERY BLESSING; HORACE BLINER;
ROBERTA BLINER; JASON BOGART;
BRENDA BRAMMER; BRETNEY A.
BROWNFIELD; DONALD N. CAMPBELL;
DEBORAH JEAN CETTOLIN; CAROLE
DENISE COGGIN; ROBERT ALLEN
COGGIN; ANGELA COMSTOCK;
TIMOTHY EUGENE CONNOR;
CHRISTINE R. COUNCILMAN; DARYL
CRAWFORD; SHAWNA CREED-
WOOLERY ; ANITA DECKER; DANIEL
DECKER; KERRI DECKER; SHAWN
DECKER; DANIEL ANDREW DOLLOFF;
JACOB DOLLOFF; TONI RAE DOLLOFF;
JEFFREY DOSCH; KARRIE DOSCH;
ALVINE DRAYTON; PATRICIA ANN
DUKE; JUANITA DUPONT; DONALD
WARREN EDWARDS; TAMMY ELSNER;
MICHAEL PATRICK ETHIER; FAY
FARRINGTON; LARRY D. FORD, SR.;
KENNETH MARK FOREMAN; SHERRI
LEE FOREMAN; MICHAEL GESE; AIMEE
GREEN; JOSH GREEN; LEE LYNN
HARDY; LISA ANN HARDY; BARRY
CURTIS HARMON II; NICOLE HARMON;
DONALD R. HAUPT; KARI LYN
HERNANDEZ; RONALD A. HOLT; BRIAN
JONES; MIKISHA D. JONES; TATIANA
JONES; PHYLLIS KAIN; ROBERT
KENNICOTT; ANDREY KINAKH; TONY
KINGSADA; MICHELLE KLUSMEYER;
SONJA LAPPING; BRITTNEY LYNN
LICKY; ROBIN LINDY; WAYNE
LINDY; ASHLEY LIENBY; PAULLETT
LITTLEFIELD; DEIDRE LORENZ;
COURTNEY MACISAAC; PAUL

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1 MALAVOTTE; RANDOLPH
MALILONG; ANNISSA MANOLOVITZ;
2 LISA MARTIN; MARIE MCASKILL; JILL
A. MENTZER; JOHN L. MENTZER; VICKI
3 L. MILLS; KAREN MILLSAP; TERRENCE
MILLSAP; KYLIE MOREFIELD;
4 ELIZABETH MORGAN; TARA MOTT;
CECILY NEILSEN; ANTHONY B.
5 NOCERA; DIANE C. NOCERA; JESSICA
PARKER; RICHARD PARKER; PATRICIA
6 PLATTNER; MIKE RAMIREZ; LUDMILLA
REDKA; BRIAN REITZ; KATHLEEN
7 RISMOEN; MATTHEW MONTGOMERY
ROBERTS; LURA ELAINE ROBERTSON;
8 JANENE M. ROLLINS; CLAUDE
ROUGHT; DAN RUDOLPH; DEBORAH A.
9 RYAN; RICHARD R. RYAN; STEVE
SANBORN; MICHAEL C. SCOTT;
10 DAVEENE KIM SEARS; GERALD L.
SEARS; DARRON SHOOK; LISA SHOOK;
11 STACIE SIPPO; HAROLD A. SPONBERG;
PENNY J. SPONBERG; TRENT B.
12 TESTERMAN; BERNADETTE J.
TRANHOLT; ROBIN L. TRANHOLT;
13 JEFFREY A. TRELKA; KAREN R.
TRELKA; JESSICA A. VAUGHN;
14 GABRIEL WARREN; MAX WERDEN;
TINA WERDEN; STACY WILEY;
15 ANTHONY WILLIAMS; CINDA J.
ZITTERICH; and RICKY L. ZITTERICH;

16 Plaintiffs,

17 v.

18 THE BOEING COMPANY, a Delaware
19 Corporation; BOEING COMMERCIAL
AIRPLANES; LANDAU ASSOCIATES,
20 INC., a Washington Corporation; and DOES
1-50, inclusive;

21
22 Defendants.

23
24 Plaintiffs JOCELYN ALLEN; LAWRENCE J. ALLEN; VIVIAN LYNN ALLEN;
25 CAREN BARNES; EMERY BLESSING; HORACE BLINER; ROBERTA BLINER;
26 JASON BOGART; BRENDA BRAMMER; BRETNEY A. BROWNFIELD; DONALD
27 N. CAMPBELL; DEBORAH JEAN CETTOLIN; CAROLE DENISE COGGIN;

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1 ROBERT ALLEN COGGIN; ANGELA COMSTOCK; TIMOTHY EUGENE CONNOR;
2 CHRISTINE R. COUNCILMAN; DARYL CRAWFORD; SHAWNA CREED-
3 WOOLERY; ANITA DECKER; DANIEL DECKER; KERRI DECKER; SHAWN
4 DECKER; DANIEL ANDREW DOLLOFF; JACOB DOLLOFF; TONI RAE DOLLOFF;
5 JEFFREY DOSCH; KARRIE DOSCH; ALVINE DRAYTON; PATRICIA ANN DUKE;
6 JUANITA DUPONT; DONALD WARREN EDWARDS; TAMMY ELSNER; MICHAEL
7 PATRICK ETHIER; FAY FARRINGTON; LARRY D. FORD, SR.; KENNETH MARK
8 FOREMAN; SHERRI LEE FOREMAN; MICHAEL GESE; AIMEE GREEN; JOSH
9 GREEN; LEE LYNN HARDY; LISA ANN HARDY; BARRY CURTIS HARMON II;
10 NICOLE HARMON; DONALD R. HAUPT; KARI LYN HERNANDEZ; RONALD A.
11 HOLT; BRIAN JONES; MIKISHA D. JONES; TATIANA JONES; PHYLLIS KAIN;
12 ROBERT KENNICOTT; ANDREY KINAKH; TONY KINGSADA; MICHELLE
13 KLUSMEYER; SONJA LAPPING; BRITTNEY LYNN LICKEY; ROBIN LINDY;
14 WAYNE LINDY; ASHLEY LIENBY; PAULLET LITTLEFIELD; DEIDRE LORENZ;
15 PAUL MALAVOTTE; RANDOLPH MALILONG; ANNISSA MANOLOVITZ; LISA
16 MARTIN; MARIE MCASKILL; COURTNEY MACISSAC; JILL A. MENTZER; JOHN
17 L. MENTZER; VICKI L. MILLS; KAREN MILLSAP; TERRENCE MILLSAP; KYLIE
18 MOREFIELD; ELIZABETH MORGAN; TARA MOTT; CECILY NEILSEN;
19 ANTHONY B. NOCERA; DIANE C. NOCERA; JESSICA PARKER; RICHARD
20 PARKER; PATRICIA PLATTNER; MIKE RAMIREZ; LUDMILLA REDKA; BRIAN
21 REITZ; KATHLEEN RISMOEN; MATTHEW MONTGOMERY ROBERTS; LURA
22 ELAINE ROBERTSON; JANENE M. ROLLINS; CLAUDE ROUGHT; DAN
23 RUDOLPH; DEBORAH A. RYAN; RICHARD R. RYAN; STEVE SANBORN;
24 MICHAEL C. SCOTT; DAVEENE KIM SEARS; GERALD L. SEARS; DARRON
25 SHOOK; LISA SHOOK; STACIE SIPPO; HAROLD A. SPONBERG; PENNY J.
26 SPONBERG; TRENT B. TESTERMAN; BERNADETTE J. TRANHOLT; ROBIN L.
27 TRANHOLT; JEFFREY A. TRELKA; KAREN R. TRELKA; JESSICA A. VAUGHN;

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1 GABRIEL WARREN; MAX WERDEN; TINA WERDEN; STACY WILEY; ANTHONY
 2 WILLIAMS, CINDA J. ZITTERICH; and RICKY L. ZITTERICH by and through their
 3 attorneys: Girardi | Keese; Pfau, Cochran, Vertetis, Amala; and Vititoe Law Group, allege
 4 as follows:

5 I. PLAINTIFFS

6 1.1 Plaintiffs are residents and property owners in King County, Washington.
 7 Plaintiffs own and/or reside in properties affected by Defendants' hazardous substances.

8 1.2 Plaintiff JOCELYN ALLEN is an owner and/or resident of the property
 9 located at 326 11th Ave. N, Algona, Washington. Plaintiff JOCELYN ALLEN has
 10 suffered foreseeable injury and damage as a proximate result of Defendants The Boeing
 11 Company, Inc., Boeing Commercial Airplanes, Landau Associates, Inc., and Does 1-50
 12 (hereafter collectively referred to as "DEFENDANTS") actions and failures to act in that
 13 her property has been damaged, trespassed upon, her property rights have been violated,
 14 the value of her home has been adversely affected, and she has been exposed to toxic
 15 chemicals. Plaintiff JOCELYN ALLEN brings suit against each DEFENDANT named
 16 herein for each cause of action listed herein and seeks general and economic damages
 17 directly and foreseeably resulting from DEFENDANTS' actions, consequential damages,
 18 and attorneys' fees and expenses as allowed by law, and in an amount to be proved at trial.

19 1.3 Plaintiff LAWRENCE J. ALLEN is an owner and/or resident of the property
 20 located at 35 1st Ave. N., Algona, Washington. Plaintiff LAWRENCE J. ALLEN has
 21 suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions
 22 and failures to act in that his property has been damaged, trespassed upon, his property
 23 rights have been violated, the value of his home has been adversely affected, and he has
 24 been exposed to toxic chemicals. Plaintiff LAWRENCE J. ALLEN brings suit against
 25 each DEFENDANT named herein for each cause of action listed herein and seeks general
 26 and economic damages directly and foreseeably resulting from DEFENDANTS' actions,
 27 consequential damages, and attorneys' fees and expenses as allowed by law, and in an

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1 amount to be proved at trial.

2 1.4 Plaintiff VIVIAN LYNN ALLEN is an owner and/or resident of the property
3 located at 35 1st Ave. N., Algona, Washington. Plaintiff VIVIAN LYNN ALLEN has
4 suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions
5 and failures to act in that her property has been damaged, trespassed upon, her property
6 rights have been violated, the value of her home has been adversely affected, and she has
7 been exposed to toxic chemicals. Plaintiff VIVIAN LYNN ALLEN brings suit against
8 each DEFENDANT named herein for each cause of action listed herein and seeks general
9 and economic damages directly and foreseeably resulting from DEFENDANTS' actions,
10 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
11 amount to be proved at trial.

12 1.5. Plaintiff CAREN BARNES is an owner and/or resident of the property
13 located at 216 Butte Ave., Pacific, Washington. Plaintiff CAREN BARNES has suffered
14 foreseeable injury and damage as a proximate result of DEFENDANTS' actions and
15 failures to act in that her property has been damaged, trespassed upon, her property rights
16 have been violated, the value of her home has been adversely affected, and she has been
17 exposed to toxic chemicals. Plaintiff CAREN BARNES brings suit against each
18 DEFENDANT named herein for each cause of action listed herein and seeks general and
19 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
20 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
21 amount to be proved at trial.

22 1.6 Plaintiff EMERY BLESSING is an owner and/or resident of the property
23 located at 330 11th Ave. N., Algona, Washington. Plaintiff EMERY BLESSING has
24 suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions
25 and failures to act in that his property has been damaged, trespassed upon, his property
26 rights have been violated, the value of his home has been adversely affected, and he has
27 been exposed to toxic chemicals. Plaintiff EMERY BLESSING brings suit against each

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1 DEFENDANT named herein for each cause of action listed herein and seeks general and
2 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
3 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
4 amount to be proved at trial.

5 1.7 Plaintiff HORACE BLINER is an owner and/or resident of the property
6 located at 1031 Algona Blvd. N., Algona, Washington. Plaintiff HORACE BLINER has
7 suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions
8 and failures to act in that his property has been damaged, trespassed upon, his property
9 rights have been violated, the value of his home has been adversely affected, and he has
10 been exposed to toxic chemicals. Plaintiff HORACE BLINER brings suit against each
11 DEFENDANT named herein for each cause of action listed herein and seeks general and
12 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
13 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
14 amount to be proved at trial.

15 1.8 Plaintiff ROBERTA BLINER is an owner and/or resident of the property
16 located at 1031 Algona Blvd. N., Algona, Washington. Plaintiff ROBERTA BLINER has
17 suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions
18 and failures to act in that her property has been damaged, trespassed upon, her property
19 rights have been violated, the value of her home has been adversely affected, and she has
20 been exposed to toxic chemicals. Plaintiff ROBERTA BLINER brings suit against each
21 DEFENDANT named herein for each cause of action listed herein and seeks general and
22 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
23 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
24 amount to be proved at trial.

25 1.9 Plaintiff JASON BOGART is an owner and/or resident of the property
26 located at 37 1st Ave. N., Algona, Washington. Plaintiff JASON BOGART has suffered
27 foreseeable injury and damage as a proximate result of DEFENDANTS' actions and

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1 failures to act in that his property has been damaged, trespassed upon, his property rights
2 have been violated, the value of his home has been adversely affected, and he has been
3 exposed to toxic chemicals. Plaintiff JASON BOGART brings suit against each
4 DEFENDANT named herein for each cause of action listed herein and seeks general and
5 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
6 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
7 amount to be proved at trial.

8 1.10 Plaintiff BRENDA BRAMMER is an owner and/or resident of the
9 property located at 1009 Celery Ave., Algona, Washington. Plaintiff BRENDA
10 BRAMMER has suffered foreseeable injury and damage as a proximate result of
11 DEFENDANTS' actions and failures to act in that her property has been damaged,
12 trespassed upon, her property rights have been violated, the value of her home has been
13 adversely affected, and she has been exposed to toxic chemicals. Plaintiff BRENDA
14 BRAMMER brings suit against each DEFENDANT named herein for each cause of action
15 listed herein and seeks general and economic damages directly and foreseeably resulting
16 from DEFENDANTS' actions, consequential damages, and attorneys' fees and expenses
17 as allowed by law, and in an amount to be proved at trial.

18 1.11 Plaintiff BRETNEY A. BROWNFIELD is an owner and/or resident of the
19 property located at 202 11th Ave. N, Algona, Washington. Plaintiff BRETNEY A.
20 BROWNFIELD has suffered foreseeable injury and damage as a proximate result of
21 DEFENDANTS' actions and failures to act in that her property has been damaged,
22 trespassed upon, her property rights have been violated, the value of her home has been
23 adversely affected, and she has been exposed to toxic chemicals. Plaintiff BRETNEY A.
24 BROWNFIELD brings suit against each DEFENDANT named herein for each cause of
25 action listed herein and seeks general and economic damages directly and foreseeably
26 resulting from DEFENDANTS' actions, consequential damages, and attorneys' fees and
27 expenses as allowed by law, and in an amount to be proved at trial.

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1.12 Plaintiff DONALD N. CAMPBELL is an owner and/or resident of the property located at 46 4th Ave. N., Algona, Washington. Plaintiff DONALD N. CAMPBELL has suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions and failures to act in that his property has been damaged, trespassed upon, his property rights have been violated, the value of his home has been adversely affected, and he has been exposed to toxic chemicals. Plaintiff DONALD N. CAMPBELL brings suit against each DEFENDANT named herein for each cause of action listed herein and seeks general and economic damages directly and foreseeably resulting from DEFENDANTS' actions, consequential damages, and attorneys' fees and expenses as allowed by law, and in an amount to be proved at trial.

1.13 Plaintiff DEBORAH JEAN CETTOLIN is an owner and/or resident of the property located at 217 8th Ave. N, Algona Washington. Plaintiff DEBORAH JEAN CETTOLIN has suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions and failures to act in that her property has been damaged, trespassed upon, her property rights have been violated, the value of her home has been adversely affected, and she has been exposed to toxic chemicals. Plaintiff DEBORAH JEAN CETTOLIN brings suit against each DEFENDANT named herein for each cause of action listed herein and seeks general and economic damages directly and foreseeably resulting from DEFENDANTS' actions, consequential damages, and attorneys' fees and expenses as allowed by law, and in an amount to be proved at trial.

1.14 Plaintiff CAROLE DENISE COGGIN is an owner and/or resident of the property located at 110 6th Ave. N., Algona, Washington. Plaintiff CAROLE DENISE COGGIN has suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions and failures to act in that her property has been damaged, trespassed upon, her property rights have been violated, the value of her home has been adversely affected, and she has been exposed to toxic chemicals. Plaintiff CAROLE DENISE COGGIN brings suit against each DEFENDANT named herein for each cause of

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1 action listed herein and seeks general and economic damages directly and foreseeably
2 resulting from DEFENDANTS' actions, consequential damages, and attorneys' fees and
3 expenses as allowed by law, and in an amount to be proved at trial.

4 1.15 Plaintiff ROBERT ALLEN COGGIN is an owner and/or resident of the
5 property located at 110 6th Ave. N., Algona, Washington. Plaintiff ROBERT ALLEN
6 COGGIN has suffered foreseeable injury and damage as a proximate result of
7 DEFENDANTS' actions and failures to act in that his property has been damaged,
8 trespassed upon, his property rights have been violated, the value of his home has been
9 adversely affected, and he has been exposed to toxic chemicals. Plaintiff ROBERT
10 ALLEN COGGIN brings suit against each DEFENDANT named herein for each cause of
11 action listed herein and seeks general and economic damages directly and foreseeably
12 resulting from DEFENDANTS' actions, consequential damages, and attorneys' fees and
13 expenses as allowed by law, and in an amount to be proved at trial.

14 1.16 Plaintiff ANGELA COMSTOCK is an owner and/or resident of the
15 property located at 27 2nd Ave N., Algona, Washington. Plaintiff ANGELA COMSTOCK
16 has suffered foreseeable injury and damage as a proximate result of DEFENDANTS'
17 actions and failures to act in that her property has been damaged, trespassed upon, her
18 property rights have been violated, the value of her home has been adversely affected, and
19 she has been exposed to toxic chemicals. Plaintiff ANGELA COMSTOCK brings suit
20 against each DEFENDANT named herein for each cause of action listed herein and seeks
21 general and economic damages directly and foreseeably resulting from DEFENDANTS'
22 actions, consequential damages, and attorneys' fees and expenses as allowed by law, and
23 in an amount to be proved at trial.

24 1.17 Plaintiff TIMOTHY EUGENE CONNOR is an owner and/or resident of
25 the property located at 208 Algona Blvd. N., Algona, Washington. Plaintiff TIMOTHY
26 EUGENE CONNOR has suffered foreseeable injury and damage as a proximate result of
27 DEFENDANTS' actions and failures to act in that his property has been damaged,

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1 trespassed upon, his property rights have been violated, the value of his home has been
2 adversely affected, and he has been exposed to toxic chemicals. Plaintiff TIMOTHY
3 EUGENE CONNOR brings suit against each DEFENDANT named herein for each cause
4 of action listed herein and seeks general and economic damages directly and foreseeably
5 resulting from DEFENDANTS' actions, consequential damages, and attorneys' fees and
6 expenses as allowed by law, and in an amount to be proved at trial.

7 1.18 Plaintiff CHRISTINE R. COUNCILMAN is an owner and/or resident of
8 the property located at 220 11th Ave. N, Algona, Washington. Plaintiff CHRISTINE R.
9 COUNCILMAN has suffered foreseeable injury and damage as a proximate result of
10 DEFENDANTS' actions and failures to act in that her property has been damaged,
11 trespassed upon, her property rights have been violated, the value of her home has been
12 adversely affected, and she has been exposed to toxic chemicals. Plaintiff CHRISTINE R.
13 COUNCILMAN brings suit against each DEFENDANT named herein for each cause of
14 action listed herein and seeks general and economic damages directly and foreseeably
15 resulting from DEFENDANTS' actions, consequential damages, and attorneys' fees and
16 expenses as allowed by law, and in an amount to be proved at trial.

17 1.19 Plaintiff DARYL CRAWFORD is an owner and/or resident of the property
18 located at 303 10th Ave. N, Algona, Washington. Plaintiff DARYL CRAWFORD has
19 suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions
20 and failures to act in that his property has been damaged, trespassed upon, his property
21 rights have been violated, the value of his home has been adversely affected, and he has
22 been exposed to toxic chemicals. Plaintiff DARYL CRAWFORD brings suit against each
23 DEFENDANT named herein for each cause of action listed herein and seeks general and
24 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
25 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
26 amount to be proved at trial.

27 1.20 Plaintiff SHAWNA CREED-WOOLERY is an owner and/or resident of the
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1 property located at 124 5th Ave. N., Algona, Washington. Plaintiff SHAWNA CREED-
2 WOOLERY has suffered foreseeable injury and damage as a proximate result of
3 DEFENDANTS' actions and failures to act in that her property has been damaged,
4 trespassed upon, her property rights have been violated, the value of her home has been
5 adversely affected, and she has been exposed to toxic chemicals. Plaintiff SHAWNA
6 CREED-WOOLERY brings suit against each DEFENDANT named herein for each cause
7 of action listed herein and seeks general and economic damages directly and foreseeably
8 resulting from DEFENDANTS' actions, consequential damages, and attorneys' fees and
9 expenses as allowed by law, and in an amount to be proved at trial.

10 1.21 Plaintiff ANITA DECKER is an owner and/or resident of the property
11 located at 309 Broadway Blvd., Algona, Washington. Plaintiff ANITA DECKER has
12 suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions
13 and failures to act in that her property has been damaged, trespassed upon, her property
14 rights have been violated, the value of her home has been adversely affected, and she has
15 been exposed to toxic chemicals. Plaintiff ANITA DECKER brings suit against each
16 DEFENDANT named herein for each cause of action listed herein and seeks general and
17 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
18 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
19 amount to be proved at trial.

20 1.22 Plaintiff DANIEL DECKER is an owner and/or resident of the property
21 located at 309 Broadway Blvd., Algona, Washington. Plaintiff DANIEL DECKER has
22 suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions
23 and failures to act in that his property has been damaged, trespassed upon, his property
24 rights have been violated, the value of his home has been adversely affected, and he has
25 been exposed to toxic chemicals. Plaintiff DANIEL DECKER brings suit against each
26 DEFENDANT named herein for each cause of action listed herein and seeks general and
27 economic damages directly and foreseeably resulting from DEFENDANTS' actions,

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1 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
2 amount to be proved at trial.

3 1.23 Plaintiff KERRI DECKER is an owner and/or resident of the property
4 located at 205 8th Ave. N., Algona, Washington. Plaintiff KERRI DECKER has suffered
5 foreseeable injury and damage as a proximate result of DEFENDANTS' actions and
6 failures to act in that her property has been damaged, trespassed upon, her property rights
7 have been violated, the value of her home has been adversely affected, and she has been
8 exposed to toxic chemicals. Plaintiff KERRI DECKER brings suit against each
9 DEFENDANT named herein for each cause of action listed herein and seeks general and
10 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
11 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
12 amount to be proved at trial.

13 1.24 Plaintiff SHAWN DECKER is an owner and/or resident of the property
14 located at 205 8th Ave. N., Algona, Washington. Plaintiff SHAWN DECKER has suffered
15 foreseeable injury and damage as a proximate result of DEFENDANTS' actions and
16 failures to act in that his property has been damaged, trespassed upon, his property rights
17 have been violated, the value of his home has been adversely affected, and he has been
18 exposed to toxic chemicals. Plaintiff SHAWN DECKER brings suit against each
19 DEFENDANT named herein for each cause of action listed herein and seeks general and
20 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
21 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
22 amount to be proved at trial.

23 1.25 Plaintiff DANIEL ANDREW DOLLOFF is an owner and/or resident of the
24 property located at 318 Junction Blvd., Algona, Washington. Plaintiff DANIEL
25 ANDREW DOLLOFF has suffered foreseeable injury and damage as a proximate result of
26 DEFENDANTS' actions and failures to act in that his property has been damaged,
27 trespassed upon, his property rights have been violated, the value of his home has been

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1 adversely affected, and he has been exposed to toxic chemicals. Plaintiff DANIEL
2 ANDREW DOLLOFF brings suit against each DEFENDANT named herein for each
3 cause of action listed herein and seeks general and economic damages directly and
4 foreseeably resulting from DEFENDANTS' actions, consequential damages, and
5 attorneys' fees and expenses as allowed by law, and in an amount to be proved at trial.

6 1.26 Plaintiff JACOB DOLLOFF is an owner and/or resident of the property
7 located at 318 Junction Blvd., Algona, Washington. Plaintiff JACOB DOLLOFF has
8 suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions
9 and failures to act in that his property has been damaged, trespassed upon, his property
10 rights have been violated, the value of his home has been adversely affected, and he has
11 been exposed to toxic chemicals. Plaintiff JACOB DOLLOFF brings suit against each
12 DEFENDANT named herein for each cause of action listed herein and seeks general and
13 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
14 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
15 amount to be proved at trial.

16 1.27 Plaintiff TONI RAE DOLLOFF is an owner and/or resident of the property
17 located at 38 Junction Blvd., Algona, Washington. Plaintiff TONI RAE DOLLOFF has
18 suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions
19 and failures to act in that her property has been damaged, trespassed upon, her property
20 rights have been violated, the value of her home has been adversely affected, and she has
21 been exposed to toxic chemicals. Plaintiff TONI RAE DOLLOFF brings suit against each
22 DEFENDANT named herein for each cause of action listed herein and seeks general and
23 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
24 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
25 amount to be proved at trial.

26 1.28 Plaintiff JEFFREY DOSCH is an owner and/or resident of the property
27 located at 0214 Main Street, Algona, Washington. Plaintiff JEFFREY DOSCH has

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1 suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions
2 and failures to act in that his property has been damaged, trespassed upon, his property
3 rights have been violated, the value of his home has been adversely affected, and he has
4 been exposed to toxic chemicals. Plaintiff JEFFREY DOSCH brings suit against each
5 DEFENDANT named herein for each cause of action listed herein and seeks general and
6 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
7 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
8 amount to be proved at trial.

9 1.29 Plaintiff KARRIE DOSCH is an owner and/or resident of the property
10 located at 0214 Main Street, Algona, Washington. Plaintiff KARRIE DOSCH has
11 suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions
12 and failures to act in that her property has been damaged, trespassed upon, her property
13 rights have been violated, the value of her home has been adversely affected, and she has
14 been exposed to toxic chemicals. Plaintiff KARRIE DOSCH brings suit against each
15 DEFENDANT named herein for each cause of action listed herein and seeks general and
16 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
17 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
18 amount to be proved at trial.

19 1.30 Plaintiff ALVINE DRAYTON is an owner and/or resident of the property
20 located at 328 11th Ave. N, Algona, Washington. Plaintiff ALVINE DRAYTON has
21 suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions
22 and failures to act in that her property has been damaged, trespassed upon, her property
23 rights have been violated, the value of her home has been adversely affected, and she has
24 been exposed to toxic chemicals. Plaintiff ALVINE DRAYTON brings suit against each
25 DEFENDANT named herein for each cause of action listed herein and seeks general and
26 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
27 consequential damages, and attorneys' fees and expenses as allowed by law, and in an

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1 amount to be proved at trial.

2 1.31 Plaintiff PATRICIA ANN DUKE is an owner and/or resident of the
3 property located at 103 2nd Ave. So., Algona, Washington. Plaintiff PATRICIA ANN
4 DUKE has suffered foreseeable injury and damage as a proximate result of
5 DEFENDANTS' actions and failures to act in that her property has been damaged,
6 trespassed upon, her property rights have been violated, the value of her home has been
7 adversely affected, and she has been exposed to toxic chemicals. Plaintiff PATRICIA
8 ANN DUKE brings suit against each DEFENDANT named herein for each cause of action
9 listed herein and seeks general and economic damages directly and foreseeably resulting
10 from DEFENDANTS' actions, consequential damages, and attorneys' fees and expenses
11 as allowed by law, and in an amount to be proved at trial.

12 1.32 Plaintiff JUANITA DUPONT is an owner and/or resident of the property
13 located at 106 6th Ave. N., Algona, Washington. Plaintiff JUANITA DUPONT has
14 suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions
15 and failures to act in that her property has been damaged, trespassed upon, her property
16 rights have been violated, the value of her home has been adversely affected, and she has
17 been exposed to toxic chemicals. Plaintiff JUANITA DUPONT brings suit against each
18 DEFENDANT named herein for each cause of action listed herein and seeks general and
19 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
20 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
21 amount to be proved at trial.

22 1.33 Plaintiff DONALD WARREN EDWARDS is an owner and/or resident of
23 the property located at 810 Celery Ave., Algona, Washington. Plaintiff DONALD
24 WARREN EDWARDS has suffered foreseeable injury and damage as a proximate result
25 of DEFENDANTS' actions and failures to act in that his property has been damaged,
26 trespassed upon, his property rights have been violated, the value of his home has been
27 adversely affected, and he has been exposed to toxic chemicals. Plaintiff DONALD

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1 WARREN EDWARDS brings suit against each DEFENDANT named herein for each
2 cause of action listed herein and seeks general and economic damages directly and
3 foreseeably resulting from DEFENDANTS' actions, consequential damages, and
4 attorneys' fees and expenses as allowed by law, and in an amount to be proved at trial.

5 1.34 Plaintiff TAMMY ELSNER is an owner and/or resident of the property
6 located at 306 11th Ave. N., Algona, Washington. Plaintiff TAMMY ELSNER has
7 suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions
8 and failures to act in that her property has been damaged, trespassed upon, her property
9 rights have been violated, the value of her home has been adversely affected, and she has
10 been exposed to toxic chemicals. Plaintiff TAMMY ELSNER brings suit against each
11 DEFENDANT named herein for each cause of action listed herein and seeks general and
12 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
13 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
14 amount to be proved at trial.

15 1.35 Plaintiff MICHAEL PATRICK ETHIER is an owner and/or resident of the
16 property located at 105 Algona Blvd. N., Algona, Washington. Plaintiff MICHAEL
17 PATRICK ETHIER has suffered foreseeable injury and damage as a proximate result of
18 DEFENDANTS' actions and failures to act in that his property has been damaged,
19 trespassed upon, his property rights have been violated, the value of his home has been
20 adversely affected, and he has been exposed to toxic chemicals. Plaintiff MICHAEL
21 PATRICK ETHIER brings suit against each DEFENDANT named herein for each cause
22 of action listed herein and seeks general and economic damages directly and foreseeably
23 resulting from DEFENDANTS' actions, consequential damages, and attorneys' fees and
24 expenses as allowed by law, and in an amount to be proved at trial.

25 1.36 Plaintiff FAY FARRINGTON is an owner and/or resident of the property
26 located at 240 11th Ave. N., Algona, Washington. Plaintiff FAY FARRINGTON has
27 suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions

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1 and failures to act in that her property has been damaged, trespassed upon, her property
2 rights have been violated, the value of her home has been adversely affected, and she has
3 been exposed to toxic chemicals. Plaintiff FAY FARRINGTON brings suit against each
4 DEFENDANT named herein for each cause of action listed herein and seeks general and
5 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
6 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
7 amount to be proved at trial.

8 1.37 Plaintiff LARRY D. FORD SR. is an owner and/or resident of the property
9 located at 206 11th Ave. N., Algona, Washington. Plaintiff LARRY D. FORD, SR. has
10 suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions
11 and failures to act in that his property has been damaged, trespassed upon, his property
12 rights have been violated, the value of his home has been adversely affected, and he has
13 been exposed to toxic chemicals. Plaintiff LARRY D. FORD, SR. brings suit against each
14 DEFENDANT named herein for each cause of action listed herein and seeks general and
15 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
16 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
17 amount to be proved at trial.

18 1.38 Plaintiff KENNETH MARK FOREMAN is an owner and/or resident of the
19 property located at 219 10th Ave. N., Algona, Washington. Plaintiff KENNETH MARK
20 FOREMAN has suffered foreseeable injury and damage as a proximate result of
21 DEFENDANTS' actions and failures to act in that his property has been damaged,
22 trespassed upon, his property rights have been violated, the value of his home has been
23 adversely affected, and he has been exposed to toxic chemicals. Plaintiff KENNETH
24 MARK FOREMAN brings suit against each DEFENDANT named herein for each cause
25 of action listed herein and seeks general and economic damages directly and foreseeably
26 resulting from DEFENDANTS' actions, consequential damages, and attorneys' fees and
27 expenses as allowed by law, and in an amount to be proved at trial.

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1 1.39 Plaintiff SHERRI LEE FOREMAN is an owner and/or resident of the
2 property located at 219 10th Ave. N., Algona, Washington. Plaintiff SHERRI LEE
3 FOREMAN has suffered foreseeable injury and damage as a proximate result of
4 DEFENDANTS' actions and failures to act in that her property has been damaged,
5 trespassed upon, her property rights have been violated, the value of her home has been
6 adversely affected, and she has been exposed to toxic chemicals. Plaintiff SHERRI LEE
7 FOREMAN brings suit against each DEFENDANT named herein for each cause of action
8 listed herein and seeks general and economic damages directly and foreseeably resulting
9 from DEFENDANTS' actions, consequential damages, and attorneys' fees and expenses
10 as allowed by law, and in an amount to be proved at trial.

11 1.40 Plaintiff MICHAEL GESE is an owner and/or resident of the property
12 located at 105 9th Ave. N., Algona, Washington. Plaintiff MICHAEL GESE has suffered
13 foreseeable injury and damage as a proximate result of DEFENDANTS' actions and
14 failures to act in that his property has been damaged, trespassed upon, his property rights
15 have been violated, the value of his home has been adversely affected, and he has been
16 exposed to toxic chemicals. Plaintiff MICHAEL GESE brings suit against each
17 DEFENDANT named herein for each cause of action listed herein and seeks general and
18 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
19 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
20 amount to be proved at trial.

21 1.41 Plaintiff AIMEE GREEN is an owner and/or resident of the property
22 located at 303 10th Ave. N., Algona, Washington. Plaintiff AIMEE GREEN has suffered
23 foreseeable injury and damage as a proximate result of DEFENDANTS' actions and
24 failures to act in that her property has been damaged, trespassed upon, her property rights
25 have been violated, the value of her home has been adversely affected, and she has been
26 exposed to toxic chemicals. Plaintiff AIMEE GREEN brings suit against each
27 DEFENDANT named herein for each cause of action listed herein and seeks general and

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1 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
2 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
3 amount to be proved at trial.

4 1.42 Plaintiff JOSH GREEN is an owner and/or resident of the property located at
5 303 10th Ave. N., Algona, Washington. Plaintiff JOSH GREEN has suffered foreseeable
6 injury and damage as a proximate result of DEFENDANTS' actions and failures to act in
7 that his property has been damaged, trespassed upon, his property rights have been
8 violated, the value of his home has been adversely affected, and he has been exposed to
9 toxic chemicals. Plaintiff JOSH GREEN brings suit against each DEFENDANT named
10 herein for each cause of action listed herein and seeks general and economic damages
11 directly and foreseeably resulting from DEFENDANTS' actions, consequential damages,
12 and attorneys' fees and expenses as allowed by law, and in an amount to be proved at trial.

13 1.43 Plaintiff LEE LYNN HARDY is an owner and/or resident of the property
14 located at 40 2nd Ave. N., Algona, Washington. Plaintiff LEE LYNN HARDY has
15 suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions
16 and failures to act in that his property has been damaged, trespassed upon, his property
17 rights have been violated, the value of his home has been adversely affected, and he has
18 been exposed to toxic chemicals. Plaintiff LEE LYNN HARDY brings suit against each
19 DEFENDANT named herein for each cause of action listed herein and seeks general and
20 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
21 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
22 amount to be proved at trial.

23 1.44 Plaintiff LISA ANN HARDY is an owner and/or resident of the property
24 located at 40 2nd Ave. N., Algona, Washington. Plaintiff LISA ANN HARDY has
25 suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions
26 and failures to act in that her property has been damaged, trespassed upon, her property
27 rights have been violated, the value of her home has been adversely affected, and she has

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1 been exposed to toxic chemicals. Plaintiff LISA ANN HARDY brings suit against each
2 DEFENDANT named herein for each cause of action listed herein and seeks general and
3 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
4 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
5 amount to be proved at trial.

6 1.45 Plaintiff BARRY CURTIS HARMON II is an owner and/or resident of the
7 property located at 1028 Algona Blvd. N., Algona, Washington. Plaintiff BARRY
8 CURTIS HARMON II has suffered foreseeable injury and damage as a proximate result of
9 DEFENDANTS' actions and failures to act in that his property has been damaged,
10 trespassed upon, his property rights have been violated, the value of his home has been
11 adversely affected, and he has been exposed to toxic chemicals. Plaintiff BARRY
12 CURTIS HARMON II brings suit against each DEFENDANT named herein for each
13 cause of action listed herein and seeks general and economic damages directly and
14 foreseeably resulting from DEFENDANTS' actions, consequential damages, and
15 attorneys' fees and expenses as allowed by law, and in an amount to be proved at trial.

16 1.46 Plaintiff NICOLE HARMON is an owner and/or resident of the property
17 located at 1028 Algona Blvd. N., Algona, Washington. Plaintiff NICOLE HARMON has
18 suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions
19 and failures to act in that her property has been damaged, trespassed upon, her property
20 rights have been violated, the value of her home has been adversely affected, and she has
21 been exposed to toxic chemicals. Plaintiff NICOLE HARMON brings suit against each
22 DEFENDANT named herein for each cause of action listed herein and seeks general and
23 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
24 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
25 amount to be proved at trial.

26 1.47 Plaintiff DONALD R. HAUPT is an owner and/or resident of the property
27 located at 302 3rd Ave. So., Algona, Washington. Plaintiff DONALD R. HAUPT has

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1 suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions
2 and failures to act in that his property has been damaged, trespassed upon, his property
3 rights have been violated, the value of his home has been adversely affected, and he has
4 been exposed to toxic chemicals. Plaintiff DONALD R. HAUPT brings suit against each
5 DEFENDANT named herein for each cause of action listed herein and seeks general and
6 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
7 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
8 amount to be proved at trial.

9 1.48 Plaintiff KARI LYN HERNANDEZ is an owner and/or resident of the
10 property located at 314 Junction Blvd., Algona, Washington. Plaintiff KARI LYN
11 HERNANDEZ has suffered foreseeable injury and damage as a proximate result of
12 DEFENDANTS' actions and failures to act in that her property has been damaged,
13 trespassed upon, her property rights have been violated, the value of her home has been
14 adversely affected, and she has been exposed to toxic chemicals. Plaintiff KARI LYN
15 HERNANDEZ brings suit against each DEFENDANT named herein for each cause of
16 action listed herein and seeks general and economic damages directly and foreseeably
17 resulting from DEFENDANTS' actions, consequential damages, and attorneys' fees and
18 expenses as allowed by law, and in an amount to be proved at trial.

19 1.49 Plaintiff RONALD A. HOLT is an owner and/or resident of the property
20 located at 229 5th Ave. N., Algona, Washington. Plaintiff RONALD A. HOLT has
21 suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions
22 and failures to act in that his property has been damaged, trespassed upon, his property
23 rights have been violated, the value of his home has been adversely affected, and he has
24 been exposed to toxic chemicals. Plaintiff RONALD A. HOLT brings suit against each
25 DEFENDANT named herein for each cause of action listed herein and seeks general and
26 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
27 consequential damages, and attorneys' fees and expenses as allowed by law, and in an

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1 amount to be proved at trial.

2 1.50 Plaintiff BRIAN JONES is an owner and/or resident of the property located
3 at 208 9th Ave. N., Algona, Washington. Plaintiff BRIAN JONES has suffered
4 foreseeable injury and damage as a proximate result of DEFENDANTS' actions and
5 failures to act in that his property has been damaged, trespassed upon, his property rights
6 have been violated, the value of his home has been adversely affected, and he has been
7 exposed to toxic chemicals. Plaintiff BRIAN JONES brings suit against each
8 DEFENDANT named herein for each cause of action listed herein and seeks general and
9 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
10 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
11 amount to be proved at trial.

12 1.51 Plaintiff MIKISHA D. JONES is an owner and/or resident of the property
13 located at 131 Tacoma Blvd., Algona, Washington. Plaintiff MIKISHA D. JONES has
14 suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions
15 and failures to act in that her property has been damaged, trespassed upon, her property
16 rights have been violated, the value of her home has been adversely affected, and she has
17 been exposed to toxic chemicals. Plaintiff MIKISHA D. JONES brings suit against each
18 DEFENDANT named herein for each cause of action listed herein and seeks general and
19 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
20 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
21 amount to be proved at trial.

22 1.52 Plaintiff TATIANA JONES is an owner and/or resident of the property
23 located at 208 9th Ave. N, Algona, Washington. Plaintiff TATIANA JONES has suffered
24 foreseeable injury and damage as a proximate result of DEFENDANTS' actions and
25 failures to act in that her property has been damaged, trespassed upon, her property rights
26 have been violated, the value of her home has been adversely affected, and she has been
27 exposed to toxic chemicals. Plaintiff TATIANA JONES brings suit against each

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1 DEFENDANT named herein for each cause of action listed herein and seeks general and
2 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
3 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
4 amount to be proved at trial.

5 1.53 Plaintiff PHYLLIS KAIN is an owner and/or resident of the property located
6 at 131 Tacoma Blvd., Algona, Washington. Plaintiff PHYLLIS KAIN has suffered
7 foreseeable injury and damage as a proximate result of DEFENDANTS' actions and
8 failures to act in that her property has been damaged, trespassed upon, her property rights
9 have been violated, the value of her home has been adversely affected, and she has been
10 exposed to toxic chemicals. Plaintiff PHYLLIS KAIN brings suit against each
11 DEFENDANT named herein for each cause of action listed herein and seeks general and
12 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
13 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
14 amount to be proved at trial.

15 1.54 Plaintiff ROBERT KENNICOTT is an owner and/or resident of the property
16 located at 230 11th Ave. N, Algona, Washington. Plaintiff ROBERT KENNICOTT has
17 suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions
18 and failures to act in that his property has been damaged, trespassed upon, his property
19 rights have been violated, the value of his home has been adversely affected, and he has
20 been exposed to toxic chemicals. Plaintiff ROBERT KENNICOTT brings suit against
21 each DEFENDANT named herein for each cause of action listed herein and seeks general
22 and economic damages directly and foreseeably resulting from DEFENDANTS' actions,
23 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
24 amount to be proved at trial.

25 1.55 Plaintiff ANDREY KINAKH is an owner and/or resident of the property
26 located at 217 10th Ave. N., Algona, Washington. Plaintiff ANDREY KINAKH has
27 suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions

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1 and failures to act in that his property has been damaged, trespassed upon, his property
2 rights have been violated, the value of his home has been adversely affected, and he has
3 been exposed to toxic chemicals. Plaintiff ANDREY KINAKH brings suit against each
4 DEFENDANT named herein for each cause of action listed herein and seeks general and
5 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
6 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
7 amount to be proved at trial.

8 1.56 Plaintiff TONY KINGSADA is an owner and/or resident of the property
9 located at 314A 8th Ave. N, Algona, Washington. Plaintiff TONY KINGSADA has
10 suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions
11 and failures to act in that his property has been damaged, trespassed upon, his property
12 rights have been violated, the value of his home has been adversely affected, and he has
13 been exposed to toxic chemicals. Plaintiff TONY KINGSADA brings suit against each
14 DEFENDANT named herein for each cause of action listed herein and seeks general and
15 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
16 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
17 amount to be proved at trial.

18 1.57 Plaintiff MICHELLE KLUSMEYER is an owner and/or resident of the
19 property located at 206 11th Ave. N, Algona, Washington. Plaintiff MICHELLE
20 KLUSMEYER has suffered foreseeable injury and damage as a proximate result of
21 DEFENDANTS' actions and failures to act in that her property has been damaged,
22 trespassed upon, her property rights have been violated, the value of her home has been
23 adversely affected, and she has been exposed to toxic chemicals. Plaintiff MICHELLE
24 KLUSMEYER brings suit against each DEFENDANT named herein for each cause of
25 action listed herein and seeks general and economic damages directly and foreseeably
26 resulting from DEFENDANTS' actions, consequential damages, and attorneys' fees and
27 expenses as allowed by law, and in an amount to be proved at trial.

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1.58 Plaintiff SONJA LAPPING is an owner and/or resident of the property located at 330 11th Ave. N., Algona, Washington. Plaintiff SONJA LAPPING has suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions and failures to act in that her property has been damaged, trespassed upon, her property rights have been violated, the value of her home has been adversely affected, and she has been exposed to toxic chemicals. Plaintiff SONJA LAPPING brings suit against each DEFENDANT named herein for each cause of action listed herein and seeks general and economic damages directly and foreseeably resulting from DEFENDANTS' actions, consequential damages, and attorneys' fees and expenses as allowed by law, and in an amount to be proved at trial.

1.59 Plaintiff BRITTNEY LYNN LICKY is an owner and/or resident of the property located at 1009 Celery Ave., Algona, Washington. Plaintiff BRITTNEY LYNN LICKY has suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions and failures to act in that her property has been damaged, trespassed upon, her property rights have been violated, the value of her home has been adversely affected, and she has been exposed to toxic chemicals. Plaintiff BRITTNEY LYNN LICKY brings suit against each DEFENDANT named herein for each cause of action listed herein and seeks general and economic damages directly and foreseeably resulting from DEFENDANTS' actions, consequential damages, and attorneys' fees and expenses as allowed by law, and in an amount to be proved at trial.

1.60 Plaintiff ROBIN LINDY is an owner and/or resident of the property located at 316 Broadway Blvd., Algona, Washington. Plaintiff ROBIN LINDY has suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions and failures to act in that her property has been damaged, trespassed upon, her property rights have been violated, the value of her home has been adversely affected, and she has been exposed to toxic chemicals. Plaintiff ROBIN LINDY brings suit against each DEFENDANT named herein for each cause of action listed herein and seeks general and

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1 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
2 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
3 amount to be proved at trial.

4 1.61 Plaintiff WAYNE LINDY is an owner and/or resident of the property
5 located at 316 Broadway Blvd., Algona, Washington. Plaintiff WAYNE LINDY has
6 suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions
7 and failures to act in that his property has been damaged, trespassed upon, his property
8 rights have been violated, the value of his home has been adversely affected, and he has
9 been exposed to toxic chemicals. Plaintiff WAYNE LINDY brings suit against each
10 DEFENDANT named herein for each cause of action listed herein and seeks general and
11 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
12 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
13 amount to be proved at trial.

14 1.62 Plaintiff ASHLEY LISENBY is an owner and/or resident of the property
15 located at 202 11th Ave. N., Algona, Washington. Plaintiff ASHLEY LISENBY has
16 suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions
17 and failures to act in that her property has been damaged, trespassed upon, her property
18 rights have been violated, the value of her home has been adversely affected, and she has
19 been exposed to toxic chemicals. Plaintiff ASHLEY LISENBY brings suit against each
20 DEFENDANT named herein for each cause of action listed herein and seeks general and
21 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
22 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
23 amount to be proved at trial.

24 1.63 Plaintiff PAULLET LITTLEFIELD is an owner and/or resident of the
25 property located at 215 8th Ave. N., Algona, Washington. Plaintiff PAULLET
26 LITTLEFIELD has suffered foreseeable injury and damage as a proximate result of
27 DEFENDANTS' actions and failures to act in that her property has been damaged,

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1 trespassed upon, her property rights have been violated, the value of her home has been
2 adversely affected, and she has been exposed to toxic chemicals. Plaintiff PAULLET
3 LITTLEFIELD brings suit against each DEFENDANT named herein for each cause of
4 action listed herein and seeks general and economic damages directly and foreseeably
5 resulting from DEFENDANTS' actions, consequential damages, and attorneys' fees and
6 expenses as allowed by law, and in an amount to be proved at trial.

7 1.64 Plaintiff DEIDRE LORENZ is an owner and/or resident of the property
8 located at 317 7th Ave. N., Algona, Washington. Plaintiff DEIDRE LORENZ has suffered
9 foreseeable injury and damage as a proximate result of DEFENDANTS' actions and
10 failures to act in that her property has been damaged, trespassed upon, her property rights
11 have been violated, the value of her home has been adversely affected, and she has been
12 exposed to toxic chemicals. Plaintiff DEIDRE LORENZ brings suit against each
13 DEFENDANT named herein for each cause of action listed herein and seeks general and
14 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
15 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
16 amount to be proved at trial.

17 1.65 Plaintiff COURTNEY MACISAAC is an owner and/or resident of the
18 property located at 218 10th Ave. N., Algona, Washington. Plaintiff COURTNEY
19 MACISAAC has suffered foreseeable injury and damage as a proximate result of
20 DEFENDANTS' actions and failures to act in that her property has been damaged,
21 trespassed upon, her property rights have been violated, the value of her home has been
22 adversely affected, and she has been exposed to toxic chemicals. Plaintiff COURTNEY
23 MACISAAC brings suit against each DEFENDANT named herein for each cause of action
24 listed herein and seeks general and economic damages directly and foreseeably resulting
25 from DEFENDANTS' actions, consequential damages, and attorneys' fees and expenses
26 as allowed by law, and in an amount to be proved at trial.

27 1.66 Plaintiff PAUL MALAVOTTE is an owner and/or resident of the property

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1 located at 315 Broadway Blvd., Algona, Washington. Plaintiff PAUL MALAVOTTE has
2 suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions
3 and failures to act in that his property has been damaged, trespassed upon, his property
4 rights have been violated, the value of his home has been adversely affected, and he has
5 been exposed to toxic chemicals. Plaintiff PAUL MALAVOTTE brings suit against each
6 DEFENDANT named herein for each cause of action listed herein and seeks general and
7 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
8 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
9 amount to be proved at trial.

10 1.67 Plaintiff RANDOLPH MALILONG is an owner and/or resident of the
11 property located at 311 9th Ave. N., Algona, Washington. Plaintiff RANDOLPH
12 MALILONG has suffered foreseeable injury and damage as a proximate result of
13 DEFENDANTS' actions and failures to act in that his property has been damaged,
14 trespassed upon, his property rights have been violated, the value of his home has been
15 adversely affected, and he has been exposed to toxic chemicals. Plaintiff RANDOLPH
16 MALILONG brings suit against each DEFENDANT named herein for each cause of
17 action listed herein and seeks general and economic damages directly and foreseeably
18 resulting from DEFENDANTS' actions, consequential damages, and attorneys' fees and
19 expenses as allowed by law, and in an amount to be proved at trial.

20 1.68 Plaintiff ANNISSA MANOLOVITZ is an owner and/or resident of the
21 property located at 38 2nd Ave. N., Algona, Washington. Plaintiff ANNISSA
22 MANOLOVITZ has suffered foreseeable injury and damage as a proximate result of
23 DEFENDANTS' actions and failures to act in that her property has been damaged,
24 trespassed upon, her property rights have been violated, the value of her home has been
25 adversely affected, and she has been exposed to toxic chemicals. Plaintiff ANNISSA
26 MANOLOVITZ brings suit against each DEFENDANT named herein for each cause of
27 action listed herein and seeks general and economic damages directly and foreseeably

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1 resulting from DEFENDANTS' actions, consequential damages, and attorneys' fees and
2 expenses as allowed by law, and in an amount to be proved at trial.

3 1.69 Plaintiff LISA MARTIN is an owner and/or resident of the property located
4 at 22 2nd Ave. So., Algona, Washington. Plaintiff LISA MARTIN has suffered foreseeable
5 injury and damage as a proximate result of DEFENDANTS' actions and failures to act in
6 that her property has been damaged, trespassed upon, her property rights have been
7 violated, the value of her home has been adversely affected, and she has been exposed to
8 toxic chemicals. Plaintiff LISA MARTIN brings suit against each DEFENDANT named
9 herein for each cause of action listed herein and seeks general and economic damages
10 directly and foreseeably resulting from DEFENDANTS' actions, consequential damages,
11 and attorneys' fees and expenses as allowed by law, and in an amount to be proved at trial.

12 1.70 Plaintiff MARIE MCASKILL is an owner and/or resident of the property
13 located at 314 11th Ave. N., Algona, Washington. Plaintiff MARIE MCASKILL has
14 suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions
15 and failures to act in that her property has been damaged, trespassed upon, her property
16 rights have been violated, the value of her home has been adversely affected, and she has
17 been exposed to toxic chemicals. Plaintiff MARIE MCASKILL brings suit against each
18 DEFENDANT named herein for each cause of action listed herein and seeks general and
19 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
20 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
21 amount to be proved at trial.

22 1.71 Plaintiff JILL A. MENTZER is an owner and/or resident of the property
23 located at 698 Chicago Ave. N., Algona, Washington. Plaintiff JILL A. MENTZER has
24 suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions
25 and failures to act in that her property has been damaged, trespassed upon, her property
26 rights have been violated, the value of her home has been adversely affected, and she has
27 been exposed to toxic chemicals. Plaintiff JILL A. MENTZER brings suit against each

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1 DEFENDANT named herein for each cause of action listed herein and seeks general and
2 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
3 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
4 amount to be proved at trial.

5 1.72 Plaintiff JOHN L. MENTZER is an owner and/or resident of the property
6 located at 698 Chicago Ave. N., Algona, Washington. Plaintiff JOHN L. MENTZER has
7 suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions
8 and failures to act in that his property has been damaged, trespassed upon, his property
9 rights have been violated, the value of his home has been adversely affected, and he has
10 been exposed to toxic chemicals. Plaintiff JOHN L. MENTZER brings suit against each
11 DEFENDANT named herein for each cause of action listed herein and seeks general and
12 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
13 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
14 amount to be proved at trial.

15 1.73 Plaintiff VICKI L. MILLS is an owner and/or resident of the property
16 located at 216 8th Ave. N., Algona, Washington. Plaintiff VICKI L. MILLS has suffered
17 foreseeable injury and damage as a proximate result of DEFENDANTS' actions and
18 failures to act in that her property has been damaged, trespassed upon, her property rights
19 have been violated, the value of her home has been adversely affected, and she has been
20 exposed to toxic chemicals. Plaintiff VICKI L. MILLS brings suit against each
21 DEFENDANT named herein for each cause of action listed herein and seeks general and
22 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
23 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
24 amount to be proved at trial.

25 1.74 Plaintiff KAREN MILLSAP is an owner and/or resident of the property
26 located at 109 9th Ave. N., Algona, Washington. Plaintiff KAREN MILLSAP has suffered
27 foreseeable injury and damage as a proximate result of DEFENDANTS' actions and

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1 failures to act in that her property has been damaged, trespassed upon, her property rights
2 have been violated, the value of her home has been adversely affected, and she has been
3 exposed to toxic chemicals. Plaintiff KAREN MILLSAP brings suit against each
4 DEFENDANT named herein for each cause of action listed herein and seeks general and
5 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
6 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
7 amount to be proved at trial.

8 1.75 Plaintiff TERRENCE MILLSAP is an owner and/or resident of the property
9 located at 109 9th Ave. N., Algona, Washington. Plaintiff TERRENCE MILLSAP has
10 suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions
11 and failures to act in that his property has been damaged, trespassed upon, his property
12 rights have been violated, the value of his home has been adversely affected, and he has
13 been exposed to toxic chemicals. Plaintiff TERRENCE MILLSAP brings suit against each
14 DEFENDANT named herein for each cause of action listed herein and seeks general and
15 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
16 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
17 amount to be proved at trial.

18 1.76 Plaintiff KYLIE MOREFIELD is an owner and/or resident of the property
19 located at 302 Junction Blvd., Algona, Washington. Plaintiff KYLIE MOREFIELD has
20 suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions
21 and failures to act in that her property has been damaged, trespassed upon, her property
22 rights have been violated, the value of her home has been adversely affected, and she has
23 been exposed to toxic chemicals. Plaintiff KYLIE MOREFIELD brings suit against each
24 DEFENDANT named herein for each cause of action listed herein and seeks general and
25 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
26 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
27 amount to be proved at trial.

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1.77 Plaintiff ELIZABETH MORGAN is an owner and/or resident of the property located at 330 11th Ave. N., Algona, Washington. Plaintiff ELIZABETH MORGAN has suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions and failures to act in that her property has been damaged, trespassed upon, her property rights have been violated, the value of her home has been adversely affected, and she has been exposed to toxic chemicals. Plaintiff ELIZABETH MORGAN brings suit against each DEFENDANT named herein for each cause of action listed herein and seeks general and economic damages directly and foreseeably resulting from DEFENDANTS' actions, consequential damages, and attorneys' fees and expenses as allowed by law, and in an amount to be proved at trial.

1.78 Plaintiff TARA MOTT is an owner and/or resident of the property located at 632 Celery Ave., Algona, Washington. Plaintiff TARA MOTT has suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions and failures to act in that her property has been damaged, trespassed upon, her property rights have been violated, the value of her home has been adversely affected, and she has been exposed to toxic chemicals. Plaintiff TARA MOTT brings suit against each DEFENDANT named herein for each cause of action listed herein and seeks general and economic damages directly and foreseeably resulting from DEFENDANTS' actions, consequential damages, and attorneys' fees and expenses as allowed by law, and in an amount to be proved at trial.

1.79 Plaintiff CECILY NEILSEN is an owner and/or resident of the property located at 1018 Algona Blvd., Algona, Washington. Plaintiff CECILY NEILSEN has suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions and failures to act in that her property has been damaged, trespassed upon, her property rights have been violated, the value of her home has been adversely affected, and she has been exposed to toxic chemicals. Plaintiff CECILY NEILSEN brings suit against each DEFENDANT named herein for each cause of action listed herein and seeks general and economic damages directly and foreseeably resulting from DEFENDANTS' actions,

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1 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
2 amount to be proved at trial.

3 1.80 Plaintiff ANTHONY B. NOCERA is an owner and/or resident of the
4 property located at 306 9th Ave. N., Algona, Washington. Plaintiff ANTHONY B.
5 NOCERA has suffered foreseeable injury and damage as a proximate result of
6 DEFENDANTS' actions and failures to act in that his property has been damaged,
7 trespassed upon, his property rights have been violated, the value of his home has been
8 adversely affected, and he has been exposed to toxic chemicals. Plaintiff ANTHONY B.
9 NOCERA brings suit against each DEFENDANT named herein for each cause of action
10 listed herein and seeks general and economic damages directly and foreseeably resulting
11 from DEFENDANTS' actions, consequential damages, and attorneys' fees and expenses
12 as allowed by law, and in an amount to be proved at trial.

13 1.81 Plaintiff DIANE C. NOCERA is an owner and/or resident of the property
14 located at 306 9th Ave. N., Algona, Washington. Plaintiff DIANE C. NOCERA has
15 suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions
16 and failures to act in that her property has been damaged, trespassed upon, her property
17 rights have been violated, the value of her home has been adversely affected, and she has
18 been exposed to toxic chemicals. Plaintiff DIANE C. NOCERA brings suit against each
19 DEFENDANT named herein for each cause of action listed herein and seeks general and
20 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
21 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
22 amount to be proved at trial.

23 1.82 Plaintiff JESSICA PARKER is an owner and/or resident of the property
24 located at 134 8th Ave. N., Algona, Washington. Plaintiff JESSICA PARKER has suffered
25 foreseeable injury and damage as a proximate result of DEFENDANTS' actions and
26 failures to act in that her property has been damaged, trespassed upon, her property rights
27 have been violated, the value of her home has been adversely affected, and she has been

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1 exposed to toxic chemicals. Plaintiff JESSICA PARKER brings suit against each
2 DEFENDANT named herein for each cause of action listed herein and seeks general and
3 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
4 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
5 amount to be proved at trial.

6 1.83 Plaintiff RICHARD PARKER is an owner and/or resident of the property
7 located at 134 8th Ave. N., Algona, Washington. Plaintiff RICHARD PARKER has
8 suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions
9 and failures to act in that his property has been damaged, trespassed upon, his property
10 rights have been violated, the value of his home has been adversely affected, and he has
11 been exposed to toxic chemicals. Plaintiff RICHARD PARKER brings suit against each
12 DEFENDANT named herein for each cause of action listed herein and seeks general and
13 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
14 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
15 amount to be proved at trial.

16 1.84 Plaintiff PATRICIA PLATTNER is an owner and/or resident of the property
17 located at 110 4th Ave. N., Algona, Washington. Plaintiff PATRICIA PLATTNER has
18 suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions
19 and failures to act in that her property has been damaged, trespassed upon, her property
20 rights have been violated, the value of her home has been adversely affected, and she has
21 been exposed to toxic chemicals. Plaintiff PATRICIA PLATTNER brings suit against
22 each DEFENDANT named herein for each cause of action listed herein and seeks general
23 and economic damages directly and foreseeably resulting from DEFENDANTS' actions,
24 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
25 amount to be proved at trial.

26 1.85 Plaintiff MIKE RAMIREZ is an owner and/or resident of the property
27 located at 314 11th Ave. N., Algona, Washington. Plaintiff MIKE RAMIREZ has suffered

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1 foreseeable injury and damage as a proximate result of DEFENDANTS' actions and
2 failures to act in that his property has been damaged, trespassed upon, his property rights
3 have been violated, the value of his home has been adversely affected, and he has been
4 exposed to toxic chemicals. Plaintiff MIKE RAMIREZ brings suit against each
5 DEFENDANT named herein for each cause of action listed herein and seeks general and
6 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
7 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
8 amount to be proved at trial.

9 1.86 Plaintiff LUDMILLA REDKA is an owner and/or resident of the property
10 located at 215 11th Ave. N., Algona Washington. Plaintiff LUDMILLA REDKA has
11 suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions
12 and failures to act in that her property has been damaged, trespassed upon, her property
13 rights have been violated, the value of her home has been adversely affected, and she has
14 been exposed to toxic chemicals. Plaintiff LUDMILLA REDKA brings suit against each
15 DEFENDANT named herein for each cause of action listed herein and seeks general and
16 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
17 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
18 amount to be proved at trial.

19 1.87 Plaintiff BRIAN REITZ is an owner and/or resident of the property located
20 at 306 11th Ave. N., Algona, Washington. Plaintiff BRIAN REITZ has suffered
21 foreseeable injury and damage as a proximate result of DEFENDANTS' actions and
22 failures to act in that his property has been damaged, trespassed upon, his property rights
23 have been violated, the value of his home has been adversely affected, and he has been
24 exposed to toxic chemicals. Plaintiff BRIAN REITZ brings suit against each
25 DEFENDANT named herein for each cause of action listed herein and seeks general and
26 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
27 consequential damages, and attorneys' fees and expenses as allowed by law, and in an

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1 amount to be proved at trial.

2 1.88 Plaintiff KATHLEEN RISMOEN is an owner and/or resident of the
3 property located at 210 11th Ave. N., Algona, Washington. Plaintiff KATHLEEN
4 RISMOEN has suffered foreseeable injury and damage as a proximate result of
5 DEFENDANTS' actions and failures to act in that her property has been damaged,
6 trespassed upon, her property rights have been violated, the value of her home has been
7 adversely affected, and she has been exposed to toxic chemicals. Plaintiff KATHLEEN
8 RISMOEN brings suit against each DEFENDANT named herein for each cause of action
9 listed herein and seeks general and economic damages directly and foreseeably resulting
10 from DEFENDANTS' actions, consequential damages, and attorneys' fees and expenses
11 as allowed by law, and in an amount to be proved at trial.

12 1.89 Plaintiff MATTHEW MONTGOMERY ROBERTS is an owner and/or
13 resident of the property located at 240 11th Ave. N., Algona, Washington. Plaintiff
14 MATTHEW MONTGOMERY ROBERTS has suffered foreseeable injury and damage as
15 a proximate result of DEFENDANTS' actions and failures to act in that his property has
16 been damaged, trespassed upon, his property rights have been violated, the value of his
17 home has been adversely affected, and he has been exposed to toxic chemicals. Plaintiff
18 MATTHEW MONTGOMERY ROBERTS brings suit against each DEFENDANT named
19 herein for each cause of action listed herein and seeks general and economic damages
20 directly and foreseeably resulting from DEFENDANTS' actions, consequential damages,
21 and attorneys' fees and expenses as allowed by law, and in an amount to be proved at trial.

22 1.90 Plaintiff LURA ELAINE ROBERTSON is an owner and/or resident of the
23 property located at 105 Algona Blvd. N., Algona, Washington. Plaintiff LURA ELAINE
24 ROBERTSON has suffered foreseeable injury and damage as a proximate result of
25 DEFENDANTS' actions and failures to act in that her property has been damaged,
26 trespassed upon, her property rights have been violated, the value of her home has been
27 adversely affected, and she has been exposed to toxic chemicals. Plaintiff LURA

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1 ELAINE ROBERTSON brings suit against each DEFENDANT named herein for each
2 cause of action listed herein and seeks general and economic damages directly and
3 foreseeably resulting from DEFENDANTS' actions, consequential damages, and
4 attorneys' fees and expenses as allowed by law, and in an amount to be proved at trial.

5 1.91 Plaintiff JANENE M. ROLLINS is an owner and/or resident of the property
6 located at 1031 Algona Blvd. N., Algona, Washington. Plaintiff JANENE M. ROLLINS
7 has suffered foreseeable injury and damage as a proximate result of DEFENDANTS'
8 actions and failures to act in that her property has been damaged, trespassed upon, her
9 property rights have been violated, the value of her home has been adversely affected, and
10 she has been exposed to toxic chemicals. Plaintiff JANENE M. ROLLINS brings suit
11 against each DEFENDANT named herein for each cause of action listed herein and seeks
12 general and economic damages directly and foreseeably resulting from DEFENDANTS'
13 actions, consequential damages, and attorneys' fees and expenses as allowed by law, and
14 in an amount to be proved at trial.

15 1.92 Plaintiff CLAUDE ROUGHT is an owner and/or resident of the property
16 located at W36 11th Ave. N., Algona, Washington. Plaintiff CLAUDE ROUGHT has
17 suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions
18 and failures to act in that his property has been damaged, trespassed upon, his property
19 rights have been violated, the value of his home has been adversely affected, and he has
20 been exposed to toxic chemicals. Plaintiff CLAUDE ROUGHT brings suit against each
21 DEFENDANT named herein for each cause of action listed herein and seeks general and
22 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
23 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
24 amount to be proved at trial.

25 1.93 Plaintiff DAN RUDOLPH is an owner and/or resident of the property
26 located at 632 Celery Ave., Algona, Washington. Plaintiff DAN RUDOLPH has suffered
27 foreseeable injury and damage as a proximate result of DEFENDANTS' actions and

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1 failures to act in that his property has been damaged, trespassed upon, his property rights
2 have been violated, the value of his home has been adversely affected, and he has been
3 exposed to toxic chemicals. Plaintiff DAN RUDOLPH brings suit against each
4 DEFENDANT named herein for each cause of action listed herein and seeks general and
5 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
6 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
7 amount to be proved at trial.

8 1.94 Plaintiff DEBORAH A. RYAN is an owner and/or resident of the property
9 located at 904 Algona Blvd. N., Algona, Washington. Plaintiff DEBORAH A. RYAN has
10 suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions
11 and failures to act in that her property has been damaged, trespassed upon, her property
12 rights have been violated, the value of her home has been adversely affected, and she has
13 been exposed to toxic chemicals. Plaintiff DEBORAH A. RYAN brings suit against each
14 DEFENDANT named herein for each cause of action listed herein and seeks general and
15 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
16 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
17 amount to be proved at trial.

18 1.95 Plaintiff RICHARD R. RYAN is an owner and/or resident of the property
19 located at 904 Algona Blvd. N., Algona, Washington. Plaintiff RICHARD R. RYAN has
20 suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions
21 and failures to act in that his property has been damaged, trespassed upon, his property
22 rights have been violated, the value of his home has been adversely affected, and he has
23 been exposed to toxic chemicals. Plaintiff RICHARD R. RYAN brings suit against each
24 DEFENDANT named herein for each cause of action listed herein and seeks general and
25 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
26 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
27 amount to be proved at trial.

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1.96 Plaintiff STEVE SANBORN is an owner and/or resident of the property located at 828 Chicago Ave., Algona, Washington. Plaintiff STEVE SANBORN has suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions and failures to act in that his property has been damaged, trespassed upon, his property rights have been violated, the value of his home has been adversely affected, and he has been exposed to toxic chemicals. Plaintiff STEVE SANBORN brings suit against each DEFENDANT named herein for each cause of action listed herein and seeks general and economic damages directly and foreseeably resulting from DEFENDANTS' actions, consequential damages, and attorneys' fees and expenses as allowed by law, and in an amount to be proved at trial.

1.97 Plaintiff MICHAEL C. SCOTT is an owner and/or resident of the property located at 110 4th Ave. N., Algona, Washington. Plaintiff MICHAEL C. SCOTT has suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions and failures to act in that his property has been damaged, trespassed upon, his property rights have been violated, the value of his home has been adversely affected, and he has been exposed to toxic chemicals. Plaintiff MICHAEL C. SCOTT brings suit against each DEFENDANT named herein for each cause of action listed herein and seeks general and economic damages directly and foreseeably resulting from DEFENDANTS' actions, consequential damages, and attorneys' fees and expenses as allowed by law, and in an amount to be proved at trial.

1.98 Plaintiff DAVEENE KIM SEARS is an owner and/or resident of the property located at 39 2nd Ave. N., Algona, Washington. Plaintiff DAVEENE KIM SEARS has suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions and failures to act in that her property has been damaged, trespassed upon, her property rights have been violated, the value of her home has been adversely affected, and she has been exposed to toxic chemicals. Plaintiff DAVEENE KIM SEARS brings suit against each DEFENDANT named herein for each cause of

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1 action listed herein and seeks general and economic damages directly and foreseeably
2 resulting from DEFENDANTS' actions, consequential damages, and attorneys' fees and
3 expenses as allowed by law, and in an amount to be proved at trial.

4 1.99 Plaintiff GERALD L. SEARS is an owner and/or resident of the property
5 located at 39 2nd Ave. N., Algona, Washington. Plaintiff GERALD L. SEARS has
6 suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions
7 and failures to act in that his property has been damaged, trespassed upon, his property
8 rights have been violated, the value of his home has been adversely affected, and he has
9 been exposed to toxic chemicals. Plaintiff GERALD L. SEARS brings suit against each
10 DEFENDANT named herein for each cause of action listed herein and seeks general and
11 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
12 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
13 amount to be proved at trial.

14 1.100 Plaintiff DARRON SHOOK is an owner and/or resident of the property
15 located at 218 10th Ave. N., Algona, Washington. Plaintiff DARRON SHOOK has
16 suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions
17 and failures to act in that his property has been damaged, trespassed upon, his property
18 rights have been violated, the value of his home has been adversely affected, and he has
19 been exposed to toxic chemicals. Plaintiff DARRON SHOOK brings suit against each
20 DEFENDANT named herein for each cause of action listed herein and seeks general and
21 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
22 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
23 amount to be proved at trial.

24 1.101 Plaintiff LISA SHOOK is an owner and/or resident of the property located
25 at 218 10th Ave. N., Algona, Washington. Plaintiff LISA SHOOK has suffered foreseeable
26 injury and damage as a proximate result of DEFENDANTS' actions and failures to act in
27 that her property has been damaged, trespassed upon, her property rights have been

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1 violated, the value of her home has been adversely affected, and she has been exposed to
2 toxic chemicals. Plaintiff LISA SHOOK brings suit against each DEFENDANT named
3 herein for each cause of action listed herein and seeks general and economic damages
4 directly and foreseeably resulting from DEFENDANTS' actions, consequential damages,
5 and attorneys' fees and expenses as allowed by law, and in an amount to be proved at trial.

6 1.102 Plaintiff STACIE SIPPO is an owner and/or resident of the property located
7 at 1025 Celery Ave., Algona, Washington. Plaintiff STACIE SIPPO has suffered
8 foreseeable injury and damage as a proximate result of DEFENDANTS' actions and
9 failures to act in that her property has been damaged, trespassed upon, her property rights
10 have been violated, the value of her home has been adversely affected, and she has been
11 exposed to toxic chemicals. Plaintiff STACIE SIPPO brings suit against each
12 DEFENDANT named herein for each cause of action listed herein and seeks general and
13 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
14 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
15 amount to be proved at trial.

16 1.103 Plaintiff HAROLD A. SPONBERG is an owner and/or resident of the
17 property located at 1025 Celery Ave. N. Algona, Washington. Plaintiff HAROLD A.
18 SPONBERG has suffered foreseeable injury and damage as a proximate result of
19 DEFENDANTS' actions and failures to act in that his property has been damaged,
20 trespassed upon, his property rights have been violated, the value of his home has been
21 adversely affected, and he has been exposed to toxic chemicals. Plaintiff HAROLD A.
22 SPONBERG brings suit against each DEFENDANT named herein for each cause of action
23 listed herein and seeks general and economic damages directly and foreseeably resulting
24 from DEFENDANTS' actions, consequential damages, and attorneys' fees and expenses
25 as allowed by law, and in an amount to be proved at trial.

26 1.104 Plaintiff PENNY J. SPONBERG is an owner and/or resident of the property
27 located at 1025 Celery Ave. N., Algona, Washington. Plaintiff PENNY J. SPONBERG

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1 has suffered foreseeable injury and damage as a proximate result of DEFENDANTS'
2 actions and failures to act in that her property has been damaged, trespassed upon, her
3 property rights have been violated, the value of her home has been adversely affected, and
4 she has been exposed to toxic chemicals. Plaintiff PENNY J. SPONBERG brings suit
5 against each DEFENDANT named herein for each cause of action listed herein and seeks
6 general and economic damages directly and foreseeably resulting from DEFENDANTS'
7 actions, consequential damages, and attorneys' fees and expenses as allowed by law, and
8 in an amount to be proved at trial.

9 I.105 Plaintiff TRENT B. TESTERMAN is an owner and/or resident of the
10 property located at 106 6th Ave. N., Algona, Washington. Plaintiff TRENT B.
11 TESTERMAN has suffered foreseeable injury and damage as a proximate result of
12 DEFENDANTS' actions and failures to act in that his property has been damaged,
13 trespassed upon, his property rights have been violated, the value of his home has been
14 adversely affected, and he has been exposed to toxic chemicals. Plaintiff TRENT B.
15 TESTERMAN brings suit against each DEFENDANT named herein for each cause of
16 action listed herein and seeks general and economic damages directly and foreseeably
17 resulting from DEFENDANTS' actions, consequential damages, and attorneys' fees and
18 expenses as allowed by law, and in an amount to be proved at trial.

19 I.106 Plaintiff BERNADETTE J. TRANHOLT is an owner and/or resident of the
20 property located at 37 2nd Ave. N., Algona, Washington. Plaintiff BERNADETTE J.
21 TRANHOLT has suffered foreseeable injury and damage as a proximate result of
22 DEFENDANTS' actions and failures to act in that her property has been damaged,
23 trespassed upon, her property rights have been violated, the value of her home has been
24 adversely affected, and she has been exposed to toxic chemicals. Plaintiff BERNADETTE
25 J. TRANHOLT brings suit against each DEFENDANT named herein for each cause of
26 action listed herein and seeks general and economic damages directly and foreseeably
27 resulting from DEFENDANTS' actions, consequential damages, and attorneys' fees and

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1 expenses as allowed by law, and in an amount to be proved at trial.

2 1.107 Plaintiff ROBIN L. TRANHOLT is an owner and/or resident of the
3 property located at 37 2nd Ave. N, Algona, Washington. Plaintiff ROBIN L. TRANHOLT
4 has suffered foreseeable injury and damage as a proximate result of DEFENDANTS'
5 actions and failures to act in that his property has been damaged, trespassed upon, his
6 property rights have been violated, the value of his home has been adversely affected, and
7 he has been exposed to toxic chemicals. Plaintiff ROBIN L. TRANHOLT brings suit
8 against each DEFENDANT named herein for each cause of action listed herein and seeks
9 general and economic damages directly and foreseeably resulting from DEFENDANTS'
10 actions, consequential damages, and attorneys' fees and expenses as allowed by law, and
11 in an amount to be proved at trial.

12 1.108 Plaintiff JEFFREY A. TRELKA is an owner and/or resident of the property
13 located at 901 Celery Ave., Algona, Washington. Plaintiff JEFFREY A. TRELKA has
14 suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions
15 and failures to act in that his property has been damaged, trespassed upon, his property
16 rights have been violated, the value of his home has been adversely affected, and he has
17 been exposed to toxic chemicals. Plaintiff JEFFREY A. TRELKA brings suit against each
18 DEFENDANT named herein for each cause of action listed herein and seeks general and
19 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
20 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
21 amount to be proved at trial.

22 1.109 Plaintiff KAREN R. TRELKA is an owner and/or resident of the property
23 located at 901 Celery Ave., Algona, Washington. Plaintiff KAREN R. TRELKA has
24 suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions
25 and failures to act in that her property has been damaged, trespassed upon, her property
26 rights have been violated, the value of her home has been adversely affected, and she has
27 been exposed to toxic chemicals. Plaintiff KAREN R. TRELKA brings suit against each

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1 DEFENDANT named herein for each cause of action listed herein and seeks general and
2 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
3 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
4 amount to be proved at trial.

5 1.110 Plaintiff JESSICA A. VAUGHN is an owner and/or resident of the property
6 located at 104 8th Ave. N., Algona, Washington. Plaintiff JESSICA A. VAUGHN has
7 suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions
8 and failures to act in that her property has been damaged, trespassed upon, her property
9 rights have been violated, the value of her home has been adversely affected, and she has
10 been exposed to toxic chemicals. Plaintiff JESSICA A. VAUGHN brings suit against
11 each DEFENDANT named herein for each cause of action listed herein and seeks general
12 and economic damages directly and foreseeably resulting from DEFENDANTS' actions,
13 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
14 amount to be proved at trial.

15 1.111 Plaintiff GABRIEL WARREN is an owner and/or resident of the property
16 located at 305 5th Ave. N. Algona, Washington. Plaintiff GABRIEL WARREN has
17 suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions
18 and failures to act in that his property has been damaged, trespassed upon, his property
19 rights have been violated, the value of his home has been adversely affected, and he has
20 been exposed to toxic chemicals. Plaintiff GABRIEL WARREN brings suit against each
21 DEFENDANT named herein for each cause of action listed herein and seeks general and
22 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
23 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
24 amount to be proved at trial.

25 1.112 Plaintiff MAX WERDEN is an owner and/or resident of the property
26 located at 825 Celery Ave., Algona, Washington. Plaintiff MAX WERDEN has suffered
27 foreseeable injury and damage as a proximate result of DEFENDANTS' actions and

PLAINTIFFS' FIRST AMENDED COMPLAINT FOR DAMAGES

1 failures to act in that his property has been damaged, trespassed upon, his property rights
2 have been violated, the value of his home has been adversely affected, and she has been
3 exposed to toxic chemicals. Plaintiff MAX WERDEN brings suit against each
4 DEFENDANT named herein for each cause of action listed herein and seeks general and
5 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
6 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
7 amount to be proved at trial.

8 1.113 Plaintiff TINA WERDEN is an owner and/or resident of the property
9 located at 825 Celery Ave., Algona, Washington. Plaintiff TINA WERDEN has suffered
10 foreseeable injury and damage as a proximate result of DEFENDANTS' actions and
11 failures to act in that her property has been damaged, trespassed upon, her property rights
12 have been violated, the value of her home has been adversely affected, and she has been
13 exposed to toxic chemicals. Plaintiff TINA WERDEN brings suit against each
14 DEFENDANT named herein for each cause of action listed herein and seeks general and
15 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
16 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
17 amount to be proved at trial.

18 1.114 Plaintiff STACY WILEY is an owner and/or resident of the property
19 located at 312 9th Ave. N, Algona, Washington. Plaintiff STACY WILEY has suffered
20 foreseeable injury and damage as a proximate result of DEFENDANTS' actions and
21 failures to act in that her property has been damaged, trespassed upon, her property rights
22 have been violated, the value of her home has been adversely affected, and she has been
23 exposed to toxic chemicals. Plaintiff STACY WILEY brings suit against each
24 DEFENDANT named herein for each cause of action listed herein and seeks general and
25 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
26 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
27 amount to be proved at trial.

PLAINTIFFS' FIRST AMENDED COMPLAINT FOR DAMAGES

1.115 Plaintiff ANTHONY WILLIAMS is an owner and/or resident of the property located at 326 11th Ave. N, Algona, Washington. Plaintiff ANTHONY WILLIAMS has suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions and failures to act in that his property has been damaged, trespassed upon, his property rights have been violated, the value of his home has been adversely affected, and he has been exposed to toxic chemicals. Plaintiff ANTHONY WILLIAMS brings suit against each DEFENDANT named herein for each cause of action listed herein and seeks general and economic damages directly and foreseeably resulting from DEFENDANTS' actions, consequential damages, and attorneys' fees and expenses as allowed by law, and in an amount to be proved at trial.

1.116 Plaintiff CINDA J. ZITTERICH is an owner and/or resident of the property located at 135 Tacoma Blvd., Algona, Washington. Plaintiff CINDA J. ZITTERICH has suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions and failures to act in that her property has been damaged, trespassed upon, her property rights have been violated, the value of her home has been adversely affected, and she has been exposed to toxic chemicals. Plaintiff CINDA J. ZITTERICH brings suit against each DEFENDANT named herein for each cause of action listed herein and seeks general and economic damages directly and foreseeably resulting from DEFENDANTS' actions, consequential damages, and attorneys' fees and expenses as allowed by law, and in an amount to be proved at trial.

1.117 Plaintiff RICKY L. ZITTERICH is an owner and/or resident of the property located at 135 Tacoma Blvd., Algona, Washington. Plaintiff RICKY L. ZITTERICH has suffered foreseeable injury and damage as a proximate result of DEFENDANTS' actions and failures to act in that his property has been damaged, trespassed upon, his property rights have been violated, the value of his home has been adversely affected, and he has been exposed to toxic chemicals. Plaintiff RICKY L. ZITTERICH brings suit against each DEFENDANT named herein for each cause of action listed herein and seeks general and

PLAINTIFFS' FIRST AMENDED COMPLAINT FOR DAMAGES

1 economic damages directly and foreseeably resulting from DEFENDANTS' actions,
2 consequential damages, and attorneys' fees and expenses as allowed by law, and in an
3 amount to be proved at trial.

4 II. DEFENDANTS

5 2.1 Defendant The Boeing Company (hereafter "Boeing Company") is a
6 corporation organized under the laws of the State of Delaware and maintains its principle
7 place of business in the State of Washington. Defendant Boeing Company is engaged
8 business within King County and the State of Washington.

9 2.2 Defendant Boeing Company currently transacts business in King County and
10 transacted business in King County at the time the causes of action arose. Defendant
11 Boeing Company currently has and had an office for the transaction of business at the time
12 the cause of action arose. Defendant Boeing Company employs one or more person that
13 resides in King County upon whom process may be served upon the corporation.

14 2.3 Defendant Boeing Commercial Airplanes is a corporation headquartered in
15 Renton, Washington. Defendant Boeing Commercial Airplanes maintains its principle
16 place of business in King County in the State of Washington. Defendant Boeing
17 Commercial Airplanes is engaged business within King County and the State of
18 Washington.

19 2.4 Defendant Boeing Commercial Airplanes currently transacts business in
20 King County and transacted business in King County at the time the causes of action arose.
21 Defendant Boeing Commercial Airplanes currently has and had an office for the
22 transaction of business at the time the cause of action arose. Defendant Boeing
23 Commercial Airplanes employs one or more person that resides in King County upon
24 whom process may be served upon the corporation.

25 2.5 Defendant Landau Associates, Inc. (hereafter "Landau Associates") is a
26 corporation organized under the laws of the State of Washington. Defendant Landau
27 Associates maintains its principle place of business in King County in the State of

PLAINTIFFS' FIRST AMENDED COMPLAINT FOR DAMAGES

1 Washington. Defendant Landau Associates is engaged business within King County and
2 the State of Washington.

3 2.6 Defendant Landau Associates currently transacts business in King County
4 and transacted business in King County at the time the causes of action arose. Defendant
5 Landau Associates currently has and had an office for the transaction of business at the
6 time the cause of action arose. Defendant Landau Associates employs one or more person
7 that resides in King County upon whom process may be served upon the corporation.

8 **III. JURISDICTION AND VENUE**

9 3.1 This case properly brought before the Superior Court of the State of
10 Washington for King County because Defendants Boeing Company, Boeing Commercial
11 Airplanes, and/or Landau Associates reside in King County. More specifically, each of the
12 Defendants transacts business in King County, has an office for the transaction of business,
13 transacted business in King County at the time the cause of action arose, and employs one
14 or more person that resides in King County upon whom process may be served upon the
15 corporation. RCW 4.12.025(1). Further, Defendants have availed themselves of this
16 jurisdiction.

17 3.2 Additionally, this case is properly brought before this Court because King
18 County is the county where the torts were committed and the county where the work was
19 performed for the corporations. RCW 4.12.025(3).

20 3.3 Additionally, this case is properly brought before this Court because King
21 County is the county in which the real property that is the subject of the action is situated.
22 This case involves the rights, possession and/or injury to real property situated in King
23 County. RCW 4.12.010.

24 3.4 Additionally, this case is properly brought before this Court because King
25 County is the county where the cause of action, or some part thereof, arose. More
26 specifically, this action is for the recovery of damages for injuries to their person and
27

1 injuries to personal property that arose, or some part thereof that arose, in King County.
2 RCW 4.12.020(c).

3 **IV. GENERAL FACTS**

4 4.1 In 1966, Defendants Boking Company and Boeing Commercial Airplanes
5 purchased certain property located at 700 15th Street SW in Auburn, Washington from the
6 General Services Administration. In 1974, Defendants Boking Company and Boeing
7 Commercial Airplanes purchased additional adjacent property containing warehouses.
8 These properties stretched from 15th Street SW in a southerly direction to Ellingson Road.
9 These properties contained manufacturing and office buildings, warehouses, and other
10 support buildings and were known collectively as the Boking Company Commercial
11 Airplanes Division Fabrication Plant in Auburn and/or the Boking Auburn Plant (hereafter
12 "Boking Auburn Plant").

13 4.2 Defendants Boeing Company and Boeing Commercial Airplanes operated a
14 fabrication plant at this location for decades. Defendants Boking Company and Boeing
15 Commercial Airplanes produced parts, tools, and assemblies for commercial airplanes. In
16 producing such products, Defendants Boking Company and Boeing commercial Airplanes
17 used materials, chemicals, and/or solvents that they knew to be hazardous to human health
18 and harmful to the environment, including the soil and groundwater.

19 4.3 Defendants Boking Company and Boeing Commercial Airplanes used
20 solvents as degreasing agents for metal parts. These solvents included, but are not limited
21 to, trichloroethylene (hereafter "TCE"), 1,1,1-trichloroethane ("TCA"),
22 tetrachloroethylene, also known as perchloroethylene ("PCE") and may also include cis-
23 1,2 dichloroethene.

24 4.4 Defendants Boeing Company and Boking Commercial Airplanes were
25 negligent in their use, handling, storage, transportation and disposal of these solvents.
26 Defendants Boking Company and Boeing Commercial Airplanes knowingly allowed these
27

1 dangerous solvents to be dumped, sprayed, spilled, discharged, or otherwise released onto
2 and into the ground.

3 4.5 Defendants Boeing Company and Boeing Commercial Airplanes realized at
4 that time that there was a high probability of injury to others, their property, and/or
5 their rights due to Defendants' actions. Defendants Boeing Company and Boeing
6 Commercial Airplanes behaved with disregard to these likely consequences.

7 4.6 In 1987, Defendants Boeing Company and Boeing Commercial Airplanes
8 received a Resource Conservation and Recovery Act (RCRA) permit that specified the
9 requirements for treatment, storage, and handling of hazardous materials and waste. At
10 RCRA permitted facilities, corrective action is required for all releases of hazardous
11 substances at and from the facility to protect human health and the environment.

12 4.7 Since the issuance of the RCRA permit, the State of Washington Department
13 of Ecology ("DOE") identified numerous solid waste management units and areas of
14 concern with potential releases of hazardous substances associated with the Boeing
15 Auburn Plant.

16 4.8 In or about 2002, Defendants Boeing Company and Boeing Commercial
17 Airplanes agreed to complete a remedial investigation, feasibility study, draft a cleanup
18 action plan, perform cleanup actions and clean up as necessary to remediate releases of
19 hazardous substances associated with the Boeing Auburn Plant.

20 4.9 This agreement included provisions, among others, that Defendants Boeing
21 Company and Boeing Commercial Airplanes must identify the probable source of any
22 release of hazardous substances, chemical constituents, horizontal and vertical extent of
23 any release of hazardous substances, the rate and direction of migration of the hazardous
24 substances. Further, Defendants Boeing Company and Boeing Commercial Airplanes
25 were required to track and document the contamination concentrations and potential
26 migration.

27
PLAINTIFFS' FIRST AMENDED COMPLAINT FOR DAMAGES

1 4.10 Defendants Boeing Company and Boeing Commercial Airplanes hired,
2 delegated, contracted with, partnered with, or otherwise shared the responsibilities with
3 Landau Associates for the investigation and remediation of the Boeing Auburn Plant.

4 4.11 In or about 2002, Defendants Boeing Company, Boeing Commercial
5 Airplanes, and Landau Associates identified a plume of volatile organic chemicals
6 (“VOCs”), including TCE and PCE and their degradation products including vinyl chloride
7 (“VC”) in the groundwater at the Boeing Auburn Plant. Defendants identified building 17-
8 05 of the Boeing Auburn Plant as the likely source of the plume of hazardous substances.
9 This plume was noted by Defendants Boeing Company, Boeing Commercial Airplanes,
10 and Landau Associates to have moved off of the Boeing Auburn Plant property and to be
11 continuing to move off of the property in the shallow groundwater in a north and/or
12 northwest direction.

13 4.12 Defendants Boeing Company, Boeing Commercial Airplanes, and Landau
14 Associates knew at that time that the movement of these hazardous substances posed a
15 threat to the health and rights of nearby property owners and residents and their properties.

16 4.13 Defendants Boeing Company, Boeing Commercial Airplanes, and Landau
17 Associates knew at that time that the presence of these hazardous substances in
18 groundwater would contaminate soil and escape through soil into the air on nearby
19 properties and into the homes and buildings thereon.

20 4.14 With this knowledge, Defendants had a duty to further investigate, track and
21 document, remediate, and/or otherwise clean up the hazardous substances and to
22 investigate further potential migration of the hazardous substances. Defendants had a
23 further duty to take reasonable actions to contain and/or minimize the movement of the
24 hazardous substances off the Boeing Auburn Plant property and onto nearby properties
25 and/or to warn of the presence and movement of such hazardous substances.

26 4.15 Defendants Boeing Company, Boeing Commercial Airplanes, and Landau
27 Associates failed to take reasonable actions in investigating, testing, tracking,

PLAINTIFFS’ FIRST AMENDED COMPLAINT FOR DAMAGES

1 documenting, remediating, cleaning up, containing, minimizing movement, and/or warning
2 nearby property owners and residents of the presence of and movement of hazardous
3 substances into their neighborhoods, properties, and homes.

4 4.16 In or about 2009, Defendants Boeing Company, Boeing Commercial
5 Airplanes, and Landau Associates identified an second plume of VOCs including TCE,
6 PCE and their degradation products including VC. Defendants failed to identify the
7 probable sources of the contamination or where on the Boeing Auburn Plant this plume
8 originates.

9 4.17 This plume was noted by Defendants Boeing Company, Boeing Commercial
10 Airplanes, and Landau Associates to have moved off of and be continuing to move off of
11 the Boeing Auburn Plant property in the groundwater. Again, Defendants failed to take
12 reasonable actions in investigating, testing, tracking, documenting, remediating, cleaning
13 up, containing, minimizing movement, and/or warning nearby property owners and
14 residents of the presence of and movement of hazardous substances into their
15 neighborhoods, properties, and homes.

16 4.18 Finally, in 2013, Defendants Boeing Company, Boeing Commercial
17 Airplanes, and Landau Associates performed sampling in the area of plaintiffs' homes and
18 properties at the direction of the DOC.

19 4.19 Plaintiffs and residents in the area were finally informed of the presence of
20 hazardous substances on their properties, in the air and in their homes starting in or about
21 February of 2013.

22 4.20 Samples collected at several sites in the area of plaintiffs' properties,
23 including on plaintiffs' properties, contained VOCs and their degradation products
24 including TCE, PCE, cis-1,2 dichloroethene, and VC.

25 4.21 These VOCs including TCE have been detected in air samples taken by the
26 DOC in the crawl spaces and in homes. In August and September 2013, air samples
27 reporting levels of the chemicals of concern were reported in the Summary of Detected

PLAINTIFFS' FIRST AMENDED COMPLAINT FOR DAMAGES

1 Compounds by Eurofins Defendant Boeing Company, Boeing Commercial Airplanes, and
 2 Landau Associates' subcontractor laboratory. DOC is in the process of evaluating these
 3 results to determine the next regulatory response steps to be taken. DOC has advised
 4 homeowners the steps are likely to include additional sampling of their homes.

5 4.22 TCE at even low level exposures cause immune system effects such as
 6 immunosuppression or autoimmune disease including increased hypersensitivity, an
 7 increased chance of cancer from long-term exposure, and defects in human and fetal
 8 development.

9 4.23 The long-term human health effects after exposure to low concentrations of
 10 cis-1,2-dichloroethene are less clear, but at least one study suggests harmful effects on
 11 human and fetal growth and development. Both 1,2-dichloroethene and TCE breakdown
 12 or degrade in the environment into VC, also chemically present in, on, and around
 13 plaintiffs' properties.

14 4.24 VC is a known carcinogen. VC is also known to cause nerve damage and
 15 affect immune reactions.

16 **V. CAUSES OF ACTION**

17 **AS AND FOR A FIRST CAUSE OF ACTION**

18 **(Negligence as to Defendants The Boeing Company,**

19 **Boeing Commercial Airplanes, and Does 1 through 25)**

20 5.1 Plaintiffs hereby reallege and incorporate by reference the paragraphs above as
 21 if fully restated herein.

22 5.2 Defendants Boeing Company, Boeing Commercial Airplanes, and Does 1-25
 23 owed plaintiffs a duty to use reasonable care which a reasonably prudent person should use
 24 under the circumstances. Defendants Boeing Company, Boeing Commercial Airplanes,
 25 and Does 1-25 had a duty to use reasonable care under the circumstances while using,
 26 handling, storing, and/or disposing of hazardous substances including TCE, PCE, and/or
 27 cis-1,2 dichloroethene.

PLAINTIFFS' FIRST AMENDED COMPLAINT FOR DAMAGES

1 5.3 Defendants Boeing Company, Boeing Commercial Airplanes, and Does 1-25
2 breached their duties by failing to use reasonable care which a prudent person should use
3 under the circumstances and by releasing and/or discharging hazardous substances into the
4 ground so as to contaminate the soil, groundwater, watercourse, canal, well, spring, and/or
5 common waters, and plaintiffs' properties.

6 5.4 Additionally, when Defendants Boeing Company, Boeing Commercial
7 Airplanes, and Does 1-25 learned of the release or discharge of hazardous substances and
8 plume, they owed plaintiffs a duty act reasonably to investigate, remediate, clean up,
9 contain, minimize movement of, and eliminate the hazardous substances before they
10 injured or damaged plaintiffs and their property and/or to act reasonably to minimize the
11 injury and/or damage to plaintiffs and their property.

12 5.5 Defendants Boeing Company, Boeing Commercial Airplanes, and Does 1-25
13 failed to take reasonable, adequate, and sufficient steps or action to investigate, clean up,
14 eliminate, correct, or remediate the release and/or discharge after it occurred and to act
15 reasonably to minimize the injury and/or damage to plaintiffs and their property.

16 5.6 Plaintiffs and their property suffered foreseeable injuries and damages as a
17 proximate result of said failures. At the time Defendants Boeing Company, Boeing
18 Commercial Airplanes, and Does 1-25 breached their duties to plaintiffs, Defendants
19 Boeing Company, Boeing Commercial Airplanes, and Does 1-25's acts and/or failures to
20 act posed recognizable and foreseeable possibilities of danger to plaintiffs so apparent as to
21 entitle plaintiffs to be protected against such actions or inactions.

22 5.7 Accordingly, plaintiffs seek damages from Defendants Boeing Company,
23 Boeing Commercial Airplanes, and Does 1-25, in an amount to be determined at trial,
24 directly resulting from the their injuries in a sufficient amount to compensate them for the
25 injuries and losses sustained and to restore plaintiffs to their original position, including,
26 but not limited to the difference between the current value of their properties and such
27 value if the harm had not been done, the cost of remediation actions, costs of repair or

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1 restoration, the value of the use of the continuous trespass, injuries to persons, medical
 2 costs, medical monitoring, attorneys' fees and expenses as allowed by law, and
 3 consequential damages flowing from the contamination which are the natural and
 4 proximate result of Defendants Boeing Company, Boeing Commercial Airplanes, and
 5 Does 1-25's conduct in an amount to be proved at trial.

6 **AS AND FOR A SECOND CAUSE OF ACTION**

7 **(Nuisance as to Defendants The Boeing Company,**

8 **Boeing Commercial Airplanes, and Does 1 through 25)**

9 5.8 Plaintiffs hereby reallege and incorporate by reference the paragraphs above as
 10 if fully restated herein.

11 5.9 Defendants Boeing Company, Boeing Commercial Airplanes, and Does 1-25
 12 have maintained and continue to maintain a condition on their properties that is injurious to
 13 health, indecent, and/or offensive to the senses, and/or an obstruction to the free use of
 14 property, so as to essentially interfere with plaintiffs' comfortable enjoyment of their life
 15 and property. Defendants Boeing Company, Boeing Commercial Airplanes, and Does 1-
 16 25's wrongful actions described herein resulting in the migration of hazardous substances
 17 onto plaintiffs' properties, create noxious fumes, gases and odors, injure and/or annoy
 18 plaintiffs in their enjoyment of their legal rights and quality of life. In doing so,
 19 Defendants Boeing Company, Boeing Commercial Airplanes, and Does 1-25 have caused
 20 filth or noisome substance to be collected, deposited, or to remain in a place to the
 21 prejudice of plaintiffs. Defendants Boeing Company, Boeing Commercial Airplanes, and
 22 Does 1-25 have further discharged, released, or deposited offensive matter, in a
 23 watercourse, canal, stream, spring, well, and/or common water in a manner to corrupt or
 24 render unwholesome or impure such water of any to the injury or prejudice of others
 25 including plaintiffs. Defendants Boeing Company, Boeing Commercial Airplanes, and
 26 Does 1-25's unlawful acts and/or breaches of their duties have rendered plaintiffs insecure
 27 in their life and/or in the use of their property.

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1 5.10 Such acts by Defendants Boeing Company, Boeing Commercial Airplanes,
 2 and Does 1-25, and/or their failure to take reasonable acts to remediate the hazardous
 3 substances were and are a foreseeable and proximate cause of substantial and unreasonable
 4 interference with plaintiffs' use and enjoyment of their property, injury, discomfort,
 5 annoyance, inconvenience, insecurity, and/or damage to plaintiffs and their property.

6 5.11 Accordingly, plaintiffs seek general damages from Defendants Boeing
 7 Company, Boeing Commercial Airplanes, and Does 1-25 in an amount to be determined at
 8 trial, directly resulting from the their injuries in a sufficient amount to compensate them
 9 for the injuries and losses sustained by plaintiffs and to restore plaintiffs to their original
 10 position, including, but not limited to the difference between the current value of their
 11 properties and such value if the harm had not been done, the cost of repair or restoration,
 12 the value of the interference and loss of use and enjoyment of the property, injury to
 13 persons, medical costs, medical monitoring, attorneys' fees and expenses as allowed by
 14 law, and direct and consequential damages flowing from the nuisance which are the natural
 15 and proximate result of Defendants Boeing Company, Boeing Commercial Airplanes, and
 16 Does 1-25 conduct in an amount to be proved at trial.

17 **AS AND FOR A THIRD CAUSE OF ACTION**

18 **(Trespass as to Defendants The Boeing Company,**

19 **Boeing Commercial Airplanes, and Does 1 through 25)**

20 5.12 Plaintiffs hereby reallege and incorporate by reference the paragraphs above as
 21 if fully restated herein.

22 5.13 Defendants Boeing Company, Boeing Commercial Airplanes, and Does 1-25
 23 have and continue to trespass upon plaintiffs' properties. More specifically, Defendants
 24 Boeing Company, Boeing Commercial Airplanes, and Does 1-25 have caused hazardous
 25 substances to enter plaintiffs' properties and contaminate the groundwater, ditches, soil,
 26 and air on their properties. This contamination releases noxious and harmful fumes and
 27 particulates into plaintiffs' homes and yards. According to Defendants Boeing Company,

PLAINTIFFS' FIRST AMENDED COMPLAINT FOR DAMAGES

1 Boeing Commercial Airplanes and Landau Associates and DOC, this trespass continue for
2 decades, if not be permanent in nature.

3 5.14 Defendants Boeing Company, Boeing Commercial Airplanes, and Does 1-25
4 have intentionally caused the hazardous substances to enter the ground and ground water
5 and enter and/or remain on plaintiffs' properties, and/or failed to remove the hazardous
6 substances from plaintiffs' properties while having a duty to do so.

7 5.15 Defendants Boeing Company, Boeing Commercial Airplanes, and Does 1-25
8 acted intentionally in releasing or discharging or allowing the release or discharge of the
9 hazardous substances, and/or said acts were undertaken with the realization that there was
10 a high probability of injury to others, their property, and/or their rights. Defendants
11 Boeing Company, Boeing Commercial Airplanes, and Does 1-25 behaved with disregard
12 to these likely consequences.

13 5.16 Defendants Boeing Company, Boeing Commercial Airplanes, and Does 1-
14 25's actions and failures to act caused hazardous substances to be deposited upon
15 plaintiffs' properties in the groundwater, ditches, soil, and/or air. These deposits cause
16 hazardous fumes and particulates to further enter plaintiffs' homes and air. Such deposits
17 and accumulations invade plaintiffs' rights to exclusive possession of the properties.

18 5.17 Defendants Boeing Company, Boeing Commercial Airplanes, and Does 1-
19 25's actions and resulting hazardous substances are a proximate cause of the present and
20 continued trespass, injury and actual damage to plaintiffs, their property and their right of
21 possession of their property.

22 5.18 Additionally and/or alternatively, Defendants Boeing Company, Boeing
23 Commercial Airplanes, and Does 1-25's failure to take reasonable actions to discover and
24 remediate, eliminate, correct, and/or remedy the contamination of the soil, groundwater,
25 and aquifer on their properties after having knowledge and notice of the probable presence
26 of said contamination were intentional acts that were a proximate cause of the invasion of
27

PLAINTIFFS' FIRST AMENDED COMPLAINT FOR DAMAGES

1 plaintiffs' rights to exclusive possession of the properties and a proximate cause of
 2 plaintiffs' damages.

3 5.19 Based upon the above, plaintiffs seek general and economic damages from
 4 Defendants Boeing Company, Boeing Commercial Airplanes, and Does 1-25, in an
 5 amount to be determined at trial, directly resulting from the their injuries in a sufficient
 6 amount to compensate them for the injuries and losses sustained by plaintiffs and to restore
 7 plaintiffs to their original position, including, but not limited to the difference between the
 8 current value of the land and such value if the harm had not been done, the cost of repair or
 9 restoration, the value of the use of the continuous trespass, injury to persons, medical costs,
 10 medical monitoring, consequential damages flowing from the trespass which are the
 11 natural and proximate result of Defendants Boeing Company, Boeing Commercial
 12 Airplanes, and Does 1-25 conduct, and attorneys' fees and expenses as allowed by law.

13 AS AND FOR A FOURTH CAUSE OF ACTION

14 (Negligence as to Defendants Landau Associates and Does 26 through 50)

15 5.20 Plaintiffs hereby reallege and incorporate by reference the paragraphs above as
 16 if fully restated herein.

17 5.21 Defendants Boeing Company and Boeing Commercial Airplanes hired,
 18 delegated, contracted with, partnered with, or otherwise shared the responsibilities with
 19 Landau Associates for the investigation and remediation of the Boeing Auburn Plant.
 20 Defendant Landau Associates undertook responsibilities with regard to the investigation,
 21 remediation and cleanup of the Boeing Auburn Plant and owed duties to use reasonable
 22 skill and act reasonably under the circumstances to perform these responsibilities.

23 5.22 Defendant Landau Associates and Does 26-50 have known for over a decade
 24 about the existence of the plume of volatile organic chemicals, including TCE and PCE
 25 and their degradation products including VC. Defendant Landau Associates and Does 26-
 26 50 have known for many years that this plume had moved off of and was moving off of the
 27 Boeing Auburn Plant property. Defendant Landau Associates and Does 26-50 has known

PLAINTIFFS' FIRST AMENDED COMPLAINT FOR DAMAGES

1 for many years that this movement of hazardous substances posed a threat to the health and
2 property of nearby residents and property owners.

3 5.23 Defendant Landau Associates and Does 26-50 failed to employ reasonable
4 care which a reasonably prudent person should use under the circumstances while
5 investigating, evaluating, remediating, containing, eliminating, cleaning-up and/or warning
6 nearby property owners and residents of the presence of and movement of hazardous
7 substances into their neighborhoods, properties, and homes.

8 5.24 Defendant Landau Associates and Does 26-50 undertook, either by contract,
9 agreement, and/or as an agent of other parties, to investigate, evaluate, remediate, contain,
10 minimize movement, eliminate, clean-up the hazardous substances, and/or communicate
11 the risks and dangers associated with the hazardous substances to nearby residents and
12 property owners.

13 5.25 Defendant Landau Associates and Does 26-50 owed plaintiffs a cognizable
14 duty to exercise reasonable care in the investigating, evaluating, tracking, documenting,
15 remediating, containing, minimizing movement, eliminating, cleaning-up the hazardous
16 substances, maintaining their tools and equipment used for such acts, and warning nearby
17 property owners and residents of the presence of and movement of hazardous substances
18 into their neighborhoods, properties, and homes.

19 5.26 Defendant Landau Associates and Does 26-50 breached those duties by
20 failing to act reasonably in investigating, evaluating, documenting, tracking, remediating,
21 containing, eliminating cleaning-up the hazardous substances and/or warning about the
22 presence of and movement of hazardous substances. More specifically, Defendant Landau
23 Associates and Does 26-50 failed to perform adequate and appropriate testing in the
24 appropriate locations, failed to create and implement a reasonable and adequate plan for
25 investigating, evaluating, remediating, containing, eliminating and/or cleaning-up the
26 hazardous substances, failed to take diligent action, and/or took improper action and
27

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1 caused significant delay in the remediation of the Defendant Landau Associates and Does
2 26-50.

3 5.27 Plaintiffs and their properties suffered foreseeable injuries and damages as a
4 proximate result of said failures. At the time Defendant Landau Associates and Does 26-
5 50 breached its duties to plaintiffs, Defendants' acts and/or failures to act posed
6 recognizable and foreseeable possibilities of danger to plaintiffs so apparent as to entitle
7 plaintiffs to be protected against such actions or inactions.

8 5.28 Accordingly, plaintiffs seek damages from Defendants Landau Associates
9 and Does 26-50 in an amount to be determined at trial, directly resulting from the their
10 injuries in a sufficient amount to compensate them for the injuries and losses sustained and
11 to restore plaintiffs to their original position, including, but not limited to the difference
12 between the current value of their properties and such value if the harm had not been done,
13 the cost of remediation actions, costs of repair or restoration, the value of the use of the
14 continuous trespass, injuries to persons, medical costs, medical monitoring, attorneys' fees
15 and expenses as allowed by law, and consequential damages flowing from the
16 contamination which are the natural and proximate result of Defendants Landau Associates
17 and Does 26-50's conduct in an amount to be proved at trial.

18 19 VI. RESERVATION OF RIGHTS

20 6.1 Plaintiffs reserve the right to assert additional claims and add additional
21 parties as may be appropriate following further investigation and discovery in this action.

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PLAINTIFFS' FIRST AMENDED COMPLAINT FOR DAMAGES

VII REQUEST FOR RELIEF

WHEREFORE, Plaintiffs pray for judgment of liability in favor of Plaintiffs and against each Defendant herein as follows:

1. For judgment against each Defendant for general and special damages in an amount to be proven at trial;
2. For prejudgment interest on all damages herein;
3. For attorneys' fees and expenses as allowed by law; and
4. For such other and further relief as this Court deems just and equitable.

DATED this 19th day of March, 2014

GIRARDI | KEESE

By: 

THOMAS V. GIRARDI
SHAWN J. McCANN
Attorneys for Plaintiffs

PFAU, COCHRAN, VERTETIS, AMALA
PLLC

Thomas V. Vertetis
911 Pacific Ave., Suite 200
Tacoma, WA 98402-4413
(253) 777-0799
(253) 627-0654 Fax

VITITOE LAW GROUP LLC
5707 Corsa Ave.
Second Floor
Westlake Village, CA 91362
(818) 991-8900
(818) 991-6200 Fax

PLAINTIFFS' FIRST AMENDED COMPLAINT FOR DAMAGES